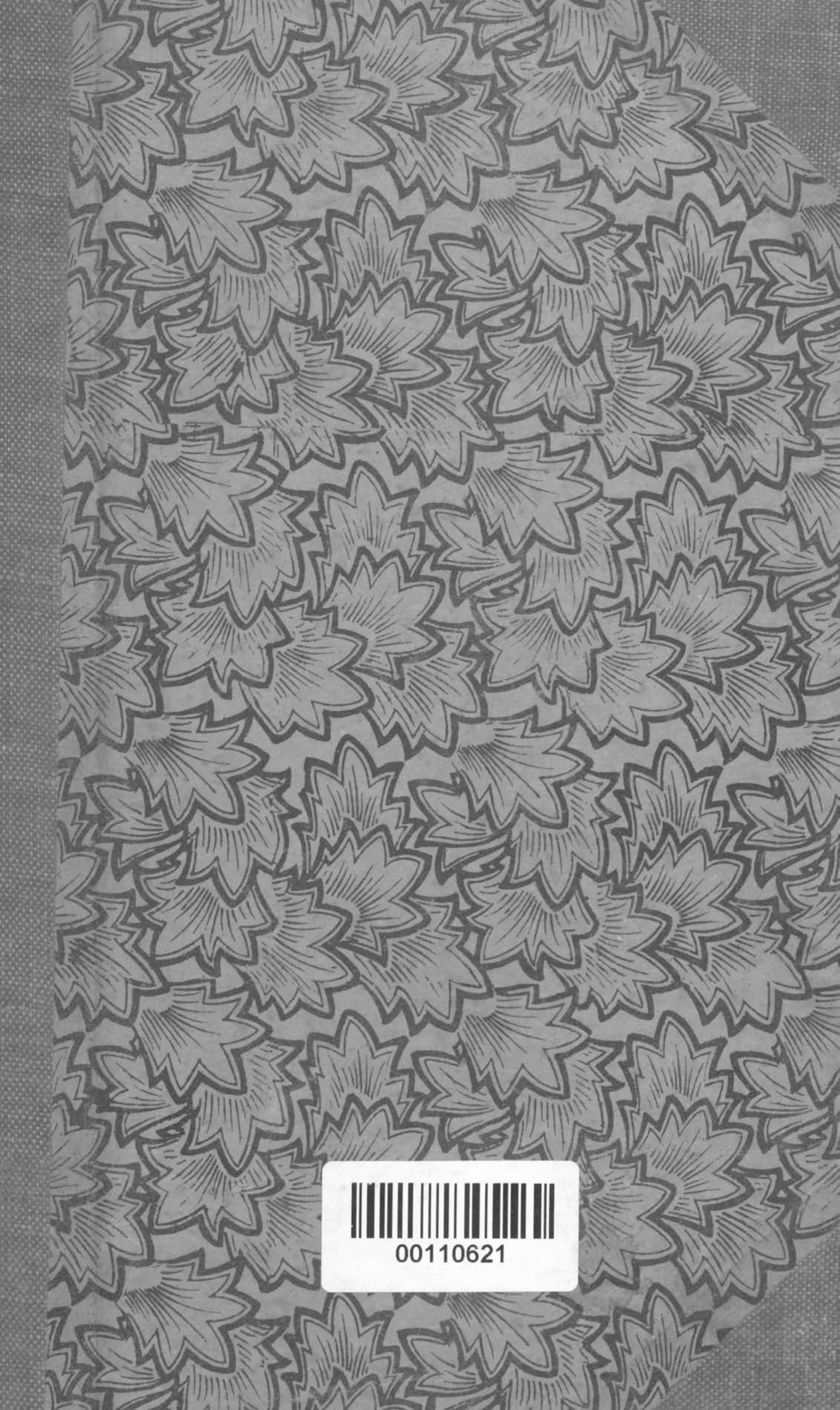
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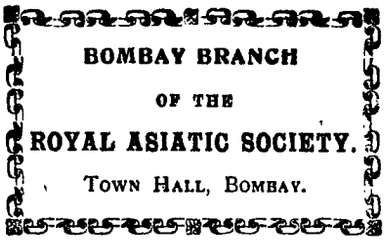

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A

COLLECTION

OF THE

PUBLIC GENERAL STATUTES,

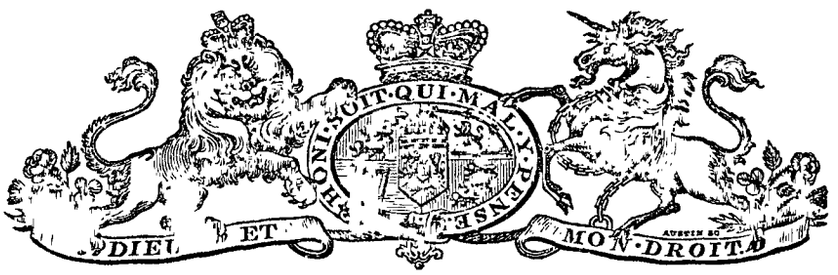
PASSED IN THE 11621

Tenth Year

OF THE REIGN OF HIS MAJESTY

KING *GEORGE* the FOURTH:

Being the THIRD SESSION of the EIGHTH PARLIAMENT
of the United Kingdom of *Great Britain* and *Ireland.*



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1829.

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TABLE

OF THE

STATUTES

Public and Private,

Passed *Anno decimo*

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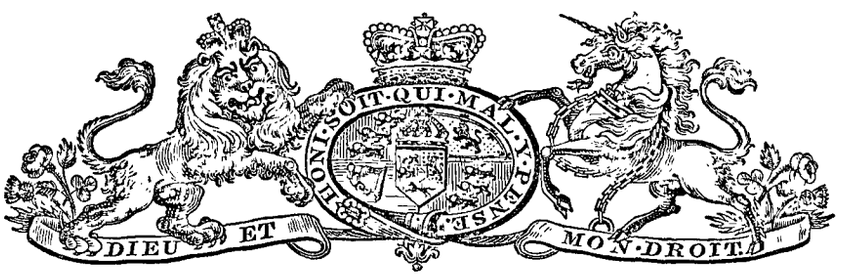

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lxxviii. An Act for more effectually repairing the Road from *James Deeping Stone Bridge* to *Peter's Gate* in *Stamford* in the County of *Lincoln*, and from thence to the South End of the Town of *Morcott* in the County of *Rutland*. 1977

lxxix. An Act for improving and maintaining certain Roads in the Counties of *Worcester*, *Warwick*, *Stafford*, and *Salop*, called "The *Dudley*, *Birmingham*, *Wolverhampton*, and *Streetway* District." 1985

lxxx. An Act for more effectually repairing the Road leading from *Chesterfield* in the County of *Derby* to *Worksop* in the County of *Nottingham*. 1997

lxxxi. An Act for maintaining and repairing the Road from the River at *Swathling*, through *Botley*, to the Road at *Sherril Heath*, in the County of *Southampton*. 2005

lxxxii. An Act for more effectually repairing the Road from *Brampton* to *Longtown* in the County of *Cumberland*. 2013

lxxxiii. An Act for consolidating the Trusts of certain Roads called "The *Blue Vein* and *Bricker's Barn* Turnpike Roads," in the Counties of *Wilts* and *Somerset*, and for more effectually repairing and improving the same. 2017

lxxxiv. An Act for repairing and keeping in repair the Turnpike Roads in the County of *Fife*; for rendering Turnpike certain Statute Labour and Parish Roads, and for making and maintaining certain new Roads, in the said County. 2029

lxxxv. An Act for more effectually repairing and improving the Roads from *Bolton-le-Moors* to the Turnpike Road in *Parr* leading from *Saint Hellens* to *Ashton*, all in the County Palatine of *Lancaster*. 2053

lxxxvi. An Act for making a Turnpike Road to communicate with the *Lower King's Ferry* over the River *Dee*, from the Township of *Great Saughall* in the County of *Chester*, and from the Village of *Northop* in the County of *Flint*. 2065

lxxxvii. An Act for making and maintaining a Road from *Sheepscar*, through *Woodhouse Carr*, to *Meanwoodside* in the Parish of *Leeds* in the West Riding of the County of *York*. 2073

lxxxviii. An Act for more effectually repairing the Roads from the White Post on *Haselden's Wood* in the Parish of *Cranbrooke* to *Appledore Heath*, and from *Milkhouse Street* in the same Parish to *Castleden's Oak* in the Parish of *Biddenden*, and from the Turnpike Road in the Parish of *Tenterden*, through *Rolvenden*, to the Turnpike Road in the Parish of *Newenden*, all in the County of *Kent*. 2085

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xcii. An Act for improving and maintaining the Road from the Town of *Kingston-upon-Hull* to *Kirk-Ella*, in the County of the said Town. 2121

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xciv. An Act for amending and enlarging the Powers of an Act of His present Majesty, for dividing, inclosing, and exonerating from Tithes the Open and Common Fields, Meadows, Pastures, Fens, Ings, and Waste Lands in the Parish of *Washingborough* in the County of *Lincoln,* and Township of *Heighington* in the same Parish; and also for embanking, draining, and improving certain Lands within the same Parish and Township. 2137

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cvi. An Act to enable the *Clarence* Railway Company to vary and alter the Line of their Railway, to abandon some of the Branches thereof, and to make other Branches therefrom; and for altering, amending, and enlarging the Powers of the Act passed for making and maintaining the said Railway. 2521

cvii. An Act for making a Railway from *Chapel* in the Parish of *Cambusnethan* in the County of *Lanark*, by *Coltness* and *Gariongill*, to join the *Monkland* and *Kirkintilloch* Railway where the same passes through the Lands of *Coats* or *Garturk* in the Parish of *Old Monkland* and County of *Lanark*. 2545

cviii. An Act for making a Railway from *Thomas Chapel* in the Parish of *Begelly* to *Saundersfoot*, with Two Branches therefrom, and a Harbour at *Saundersfoot*, in the County of *Pembroke*. 2597

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cxvii. An Act for better supplying the *East London* Waterworks with Water, and amending the several Acts relating to the said Waterworks. 2801

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PRIVATE ACTS,

PRINTED BY THE KING'S PRINTER,

AND WHEREOF THE PRINTED COPIES MAY BE GIVEN IN EVIDENCE.

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34. An Act to enable the Trustees named and appointed in and by or acting under and in execution of an Act passed in the last Session of Parliament, intituled *An Act for enabling Trustees to sell, under the Authority of the High Court of Chancery, the Real Estates devised by the Will of* Robert Watkin Wynne *Esquire, deceased, or a sufficient Part thereof for the Purpose of raising Monies to discharge the several Principal Sums and Interest remaining due on the Mortgages, Debts, and Legacies affecting the same Estates*, to sell the Real Estates thereby directed and authorized to be sold, freed, released, and discharged from all and every the Estates, Rights, Title, Interest, Possibility, Claim, and Demand of any Daughter or Daughters of *John Wynne* Esquire by any future Wife, and the Heirs of their respective Bodies, of, in, to, or out of the same Real Estates or any Part or Parts thereof, under the Will of the said *Robert Watkin Wynne* deceased. 729

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41. An Act for authorizing the Sale of certain Estates, devised by the Will of Sir *Thomas Maryon Wilson* Baronet, deceased, to Uses under which *John Maryon Wilson* Esquire is first Tenant for Life; and for laying out the Purchase Monies in the Purchase of other Estates, to be settled to the same Uses. 833

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PRIVATE ACTS,

NOT PRINTED.

51. An Act for naturalizing *Ferdinand Stewart Campbell.*

52. An Act to dissolve the Marriage of *Henry Peach Keighly*, a Captain in the Service of the *East India* Company on their *Madras* Establishment, and Judge Advocate General of the Army on their said Establishment, with *Anne* his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.

53. An Act to dissolve the Marriage of *Daniel Franco Haynes* Esquire with *Mary* his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.

54. An Act for naturalizing *Antoine Beat Albert du Thou* and his Two infant Children therein mentioned.

55. An Act to dissolve the Marriage of *John Tyssen Tyrell* Esquire with *Elizabeth Anne* his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.

56. An Act for naturalizing *Jean Baptiste Paul Chappé.*

57. An Act for naturalizing *Henry Dumas.*

58. An Act for naturalizing *Bernardino Antonio Fernandez.*

59. An Act for naturalizing *Ferdinand Campbell* and *Samuel Griffin Campbell*, the infant Sons of *Ferdinand Stewart Campbell* Esquire.

60. An Act for inclosing Lands in the Tithing of *Ower Moigne*, within the Parish of *Ower Moigne* in the County of *Dorset.*

61. An

61. An Act for inclosing Lands in the Manor of *Watermillock* in the Parish of *Greystoke* in the County of *Cumberland.*

62. An Act for inclosing Lands in the Parish of *Bardwell* in the County of *Suffolk.*

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64. An Act to enable *John Barber* to take and use the Surname of *Garlick*, pursuant to the Provisions of the Will of *John Garlick* deceased, late of *Moulton* in the County of *Northampton.*

65. An Act to dissolve the Marriage of *James Oliver Lindam* Esquire with *Harriott* his now Wife, and to enable him to marry again; and for other Purposes therein contained.

66. An Act to dissolve the Marriage of *Peter Reade Cazalet* Esquire with *Caroline Wahab* his now Wife, and to enable him to marry again; and for other Purposes therein mentioned.

67. An Act for naturalizing *Philip James Meyer.*

68. An Act to dissolve the Marriage of *Arthur Stock* with *Mary Beauman* otherwise *Wahab*, and to enable him to marry again; and for other Purposes.

69. An Act to dissolve the Marriage of *Daniel Thorndike* with *Frances Christiana* his Wife, and to enable him to marry again; and for other Purposes therein mentioned.

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TO THE

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10° GEO. IV.

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Printers to the King's most Excellent Majesty. 1829.

ANNO REGNI

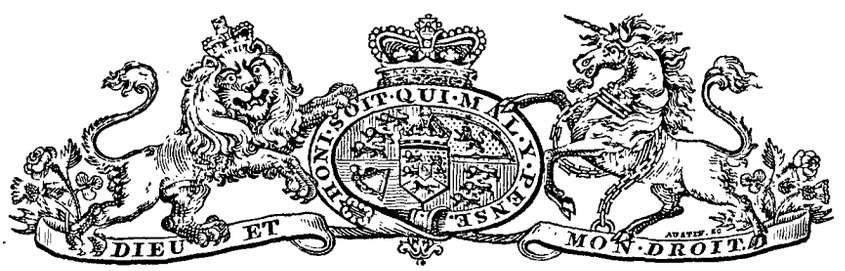
GEORGII IV.

Britanniarum Regis,

DECIMO.

At the Parliament begun and holden at *Westminster*, the Fourteenth Day of *November*, *Anno Domini* 1826, in the Seventh Year of the Reign of our Sovereign Lord GEORGE the Fourth, by the Grace of God, of the United Kingdom of *Great Britain* and *Ireland*, King, Defender of the Faith :

And from thence continued, by several Prorogations, to the Fifth Day of *February* 1829, being the THIRD SESSION of the EIGHTH PARLIAMENT of the United Kingdom of *Great Britain* and *Ireland*.



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Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. I.

An Act for the Suppression of dangerous Associations or Assemblies in *Ireland*. [5th *March* 1829.]

WHEREAS an Association hath for some Time past existed in *Ireland*, calling itself, or which hath been usually called, "The Catholic Association," the Acts and Proceedings of which are dangerous to the Public Tranquillity and inconsistent with the Exercise of regular Government: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Commencement of this Act the said Association shall be and the same is hereby utterly suppressed and prohibited; and every Assembly or Meeting thereof, or of any of the Members thereof, as such Members, is hereby declared to be an unlawful Assembly, and the Persons present at the same shall be deemed guilty of a Misdemeanor. Catholic Association suppressed.

II. And whereas divers Statutes have from Time to Time been passed for the Suppression of dangerous Associations and Assemblies in *Ireland*, but the same have been by various Shifts and Devices evaded: And whereas in the present State of *Ireland* it is expedient that, for the Time to be hereby limited, a Power should be vested in the Lord Lieutenant or other Chief Governor or Governors of Lord Lieutenant empowered to suppress Associations or Assemblies, by Proclamation.

of *Ireland*, by his or their Proclamation or Order, to prohibit or suppress any Association, Assembly, or Meeting of Persons in *Ireland*, which he or they shall deem to be dangerous to the public Peace or Safety, or inconsistent with the due Administration of the Law; be it therefore enacted, That it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, by his or their Proclamation or Order, to prohibit or suppress the Meeting of any Association, Assembly, or Body of Persons in *Ireland*, which he or they shall deem to be dangerous to the public Peace or Safety, or inconsistent with the due Administration of the Law, or any adjourned, renewed, or otherwise continued Meeting of the same, or of any Part thereof, under any Name, Pretext, or Device whatsoever.

How Justices of the Peace shall proceed to disperse such Associations.

III. And be it further enacted, That the Justices of the Peace to whom such Proclamation or Order shall be given or transmitted by the Direction of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Purpose of being enforced, or any Number of such Justices, not being less than Two, shall and may proceed, with such Assistance as shall be necessary, to the Place where such Association, Assembly, or Meeting of Persons is held, and require and demand Admission into any House, Room, or Place whatever, where any such Justices shall have good Reason to believe, upon Information on Oath, that such unlawful Association, Assembly, or Meeting of Persons is held, and shall and may, in case they shall be refused Admission, enter therein by Force; and One of the said Justices, or some other Person by his Order, shall then and there read or repeat aloud to the Persons so assembled a Command or Notice to disperse, in the Words or to the Effect following; (that is to say,)

Notice to disperse.

'OUR Sovereign Lord the King chargeth and commandeth all 'Persons being assembled immediately to disperse themselves, and 'peaceably to depart, upon the Pains contained in the Act made in 'the Tenth Year of the Reign of King *George* the Fourth, for the 'Suppression of dangerous Associations or Assemblies in *Ireland*.'

Persons not dispersing when required, may be apprehended and committed.

IV. And be it further enacted, That the Persons so met or assembled together shall forthwith disperse and depart; and in case any One or more of the Persons so met or assembled together as aforesaid shall not disperse and depart within the Space of One Quarter of an Hour from the Time of such Notice or Command being given, it shall be lawful for the same or any Two of the same Justices of the Peace then present to cause the Person or Persons so refusing or neglecting to disperse or depart to be apprehended and brought before them; or in case such Person or Persons cannot then be apprehended, such Person or Persons may be afterwards apprehended by a Warrant for that Purpose to be granted by any Two Justices of the Peace within whose Jurisdiction such [illegible] Association, Assembly, or Meeting shall have been held, [illegible] Offender or Offenders shall be found; and such Offender or [illegible] shall thereupon be proceeded against in a summary Way [illegible] Offence before any Two Justices of the Peace before who[illegible]

they may be brought, who are hereby authorized to hear and determine the said Complaint; and every Person being convicted thereof, either on the View of One of the Justices to whom such Proclamation or Order shall have been so given or transmitted as aforesaid, or on his own Confession, or on the Oath of One or more credible Witness or Witnesses, shall be committed to any One of His Majesty's Common Gaols or Prisons in *Ireland* for the Term of Three Calendar Months, and for a Second or any subsequent Offence against the Provisions of this Act, for the Term of One whole Year.

For the Purposes of this Act, Justices may act beyond their Jurisdictions.

V. And be it further enacted, That every Justice of the Peace to whom any Proclamation or Order made in pursuance of this Act shall be given or transmitted for the Purpose of being enforced, shall, for all the Purposes of this Act, as well of Conviction as otherwise, be empowered to act as a Justice of the Peace within every County, City, Town, or Place whatsoever throughout *Ireland*.

Penalty on Owner of Premises permitting any such Assembly to be held therein.

VI. And be it further enacted, That if any Person shall knowingly permit or suffer any Meeting of any Association, Assembly, or Body of Persons, the Meeting whereof has been or shall have been prohibited or suppressed under or by virtue of this Act, to be held in any House, Building, Close, or other Place to such Person belonging, or under his Care or Controul, such Person for every such Offence shall forfeit to His Majesty the Sum of One hundred Pounds, to be recovered, with Costs of Suit, by Information to be filed in the Name of His Majesty's Attorney General in His Majesty's Court of Exchequer in *Ireland*.

Penalty on Persons contributing or soliciting others to contribute to Associations.

VII. And be it further enacted, That in case any Person shall, after the Commencement of this Act, pay or contribute, or compel, procure, or solicit any other Person to pay or contribute, any Sum or Sums of Money, or other valuable Thing, to the Association hereinbefore declared to be suppressed, or to any Association or Assembly of Persons which shall be hereafter prohibited or suppressed under and by virtue of this Act, after such Prohibition or Suppression thereof, or to any Person or Persons whomsoever, by the Order or Appointment or to the Use of any such Associations respectively, or acting for or on behalf of such Associations respectively, or of any Committee or any Members thereof, as such Members, or for or towards any Purpose, Object, or Design of any such Associations or Assemblies respectively, or of any Committee or any Members thereof, as such Members, or for or towards any Purpose, Object, or Design of any such Association or Assembly, every Person so paying or contributing, or so compelling, procuring, or soliciting as aforesaid, under any Pretext or Device whatsoever, shall forfeit and pay, as a Penalty for such Offence, Treble the Amount of the Sum or Sums or of the Value of the Things so by him contributed and paid, or so by him compelled, procured, or solicited to be paid or contributed as aforesaid, against the true Intent and Meaning of this Act, or the Sum of Ten Pounds, at the Election of His Majesty's Attorney General for *Ireland*; which said Sum so forfeited as afore-

said shall be payable to and recoverable by any Person for that Purpose to be named by His Majesty's said Attorney General, upon Information to be laid before any Two Justices of the Peace acting for the County, City, Town, or Place wherein such last-mentioned Offence shall be committed.

Money, &c. contributed to be forfeited.

VIII. And be it further enacted, That the whole of the Sums of Money or of the Value of such other Things, so paid and contributed as aforesaid against the true Intent and Meaning of this Act, shall belong to and be the Monies and Property of His Majesty, and the same, or the Value thereof, shall become and be deemed to be a Debt due to His Majesty from the Person or Persons receiving or otherwise having the same, to be recovered by Information, to be filed in the Name of His Majesty's said Attorney General, in the same Manner as other Monies had and received to the Use of His Majesty are recoverable by Law.

For discovering the Amount of Monies, &c. contributed.

IX. And, for the better Discovery of the Amount of the Monies or other valuable Things so paid and contributed against the true Intent and Meaning of this Act, be it further enacted, That every Person so receiving or otherwise having the same shall be obliged and compellable to answer, upon Oath, any Information filed in the Name of His Majesty's said Attorney General for Discovery of the same, and shall not, by Plea, Demurrer, or otherwise, protect himself from giving Answer thereto.

Form of Conviction.

X. And be it further enacted, That any Conviction by any Justices of the Peace for any Offence committed, or any Penalty or Sum recoverable under this Act, shall and may be in the Form following, or in any Words to the like Effect, as the Case may require; (that is to say,)

' } BE it remembered, That on the Day of ,
' to wit. } in the Year of our Lord One thousand eight hundred
' and , at in the County of ,
' *A. O.* of in the County of is convicted
' before us, Two of His Majesty's Justices of the Peace for the
' County of , For that he the said *A. O.* did not depart
' within One Quarter of an Hour after Command had been given by
' us [*if the convicting Justices be not the same, state by whom the*
' *Command was given*] for that Purpose to an Assembly or Meeting
' of Persons prohibited by a Proclamation of the Lord Lieutenant
' or other Chief Governor or Governors of *Ireland*, made on the
' Day of , and which Proclamation we [*to be*
' *altered as before, according to the Fact,*] were ordered to enforce;
' for which Offence the said *A. O.* is hereby adjudged by us, by force
' of the Statute made in the Tenth Year of the Reign of King *George*
' the Fourth, to be committed to His Majesty's Gaol at
' in and for , to be there imprisoned for the Term
' of Three Calendar Months. [*In case of a Second Conviction, say,*
' for the Term of One whole Year, he the said *A. O.* having been
' previously convicted of another Offence against the said Statute.]
' Given, *et cetera.* [*Or*, For that he the said *A. O.* did pay and con-

'tribute, or did compel or did procure or did solicit one *E. F.* to 'pay or to contribute, the Sum of , or Property 'of the Value of [*if the Case be so*], to the 'Association suppressed by an Act made and passed in the Tenth 'Year of the Reign of King *George* the Fourth; [*or, if the Case be 'so*, to an Association prohibited or suppressed under and by virtue 'of an Act made in the Tenth Year of the Reign of King *George* 'the Fourth, against the Force of the said Act;] wherefore we do 'adjudge that he the said *A. O.* hath forfeited the Sum of ' , being Treble the Value of the Sum so paid and 'contributed, or so compelled or procured or solicited by him to be 'paid or contributed, [*or, if the Case be so*, the Sum of Ten Pounds, 'being the Sum elected by His Majesty's Attorney General,] and 'that he do pay the same to . Given under our 'Hands, *et cetera.*]'

Convictions not removable.

XI. And be it further enacted, That any Conviction under this Act shall not be removable by Certiorari or otherwise, but the same shall be binding and conclusive to all Intents and Purposes whatsoever: Provided always, that a Copy of every Conviction under this Act, and of the Evidence under which the same proceeded, shall within One Week after the same has taken place be returned to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*.

Copy thereof to be returned to the Lord Lieutenant.

Regulating Proceedings against Persons acting under this Act.

XII. And be it further enacted, That every Prosecution, Action, and Suit which shall be brought or commenced against any Justice or Justices of the Peace, Constable, Peace Officer, or other Person or Persons, for any thing done or acted in pursuance of this Act, shall be commenced within Three Calendar Months next after the Fact committed, and not afterwards; and the Venue in every such Action or Suit shall be laid in the proper County where the Fact was committed, and not elsewhere; and the Defendant or Defendants in every such Suit or Action shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon; and if such Prosecution, Action, or Suit shall be brought or commenced after the Time limited for bringing the same, or the Venue shall be laid in any other Place than as aforesaid, then the Jury shall find a Verdict for the Traverser or Traversers or Defendant or Defendants; and in such Case, or if the Jury shall find a Verdict for the Defendant or Defendants upon the Merits, or if the Plaintiff or Plaintiffs shall become nonsuit, or discontinue his or their Action after Appearance, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Double Costs, which he or they shall and may recover in such and the same Manner as any Defendant can by Law in other Cases.

Act may be amended this Session.

XIII. And be it further enacted, That this Act may be altered, amended, or repealed by any Act or Acts to be passed in this present Session of Parliament.

XIV. And

Commencement and Continuance of Act.

XIV. And be it enacted, That this Act shall commence and be of force from and after the Expiration of Ten Days from and after the passing thereof, and not sooner; and that so much thereof as relates to the Catholic Association shall be perpetual, and the Residue thereof shall continue in force for One Year from the Day of passing this Act, and until the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. II.

An Act for continuing to His Majesty for One Year certain Duties on Personal Estates, Offices, and Pensions in *England*, for the Service of the Year One thousand eight hundred and twenty-nine.

[6th *March* 1829.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland*, in Parliament assembled, towards raising the necessary Supplies to defray Your Majesty's public Expences, have freely and voluntarily resolved to give and grant unto Your Majesty the Duties herein-after mentioned: And whereas by an Act passed in the Thirty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making perpetual, subject to Redemption and Purchase in the Manner therein stated, the several Sums of Money now charged in* Great Britain *as a Land Tax for One Year, from the Twenty-fifth Day of* March *One thousand seven hundred and ninety-eight*, the several and respective Sums of Money charged by virtue of an Act of the same Session of Parliament, intituled *An Act for granting an Aid to His Majesty by a Land Tax to be raised in* Great Britain, *for the Service of the Year One thousand seven hundred and ninety-eight*, on any Manors, Messuages, Lands, Tenements, or Hereditaments in *Great Britain*, are, after the Twenty-fifth Day of

38 G. 3. c. 60.

38 G. 3. c. 5.

March One thousand seven hundred and ninety-nine, continued and made perpetual, with a Provision that the several Sums of Money charged upon Estates in ready Money, Debts, Goods, Wares, Merchandize, or Personal Estates, or upon any Person or Persons in respect of any Public Office or Employment of Profit, or any Salaries, Gratuities, Bounty Monies, Rewards, Fees, Profits, Perquisites, Advantages, Pensions, Annuities, Stipends, or yearly Payments in the said Act mentioned, should, after the Twenty-fifth Day of *March* One thousand seven hundred and ninety-nine, be ascertained, raised, levied, collected, and paid, according to the Directions of any Act or Acts to be passed for that Purpose: And whereas the Sums of Money and Duties last mentioned have been from Time to Time continued by divers Acts of Parliament, and are now in force until the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine; therefore we, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the several and respective Sums of Money and Duties which shall have been or shall be charged upon Estates in ready Money, Debts, Goods, Wares, Merchandize, Chattels, or other Personal Estate, by virtue of the said Act passed in the Thirty-eighth Year of the Reign of His said late Majesty, for granting an Aid to His Majesty by a Land Tax, and also the several Sums of Money and Duties which by virtue of the said recited Act, made in the Thirty-eighth Year of His said late Majesty's Reign, for granting an Aid to His Majesty by a Land Tax, were charged in respect of any Public Offices or Employments, or any Annuities, Pensions, Stipends, or other annual Payments, and which have been continued and are in force until the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine, shall be continued, and raised, levied, collected, and paid unto His present Majesty within the Space of One Year from the said Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine.

The Duties charged upon Personal Estates, Offices, and Pensions, by recited Acts, further continued.

II. And be it further enacted, That the several Clauses and Provisions contained in an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for continuing to His Majesty for One Year certain Duties on Personal Estates, Offices, and Pensions in* England; *and also for granting certain Duties on Sugar imported; for the Service of the Year One thousand eight hundred and twenty-five*, for the ascertaining, assessing, taxing, regulating, paying, and accounting for the Duties on Personal Estates, Offices, and Pensions, shall extend and be construed to extend to the Duties on Personal Estates, Offices, and Pensions hereby granted and continued, except where other Provisions are made by this Act; and that the several Clauses and Provisions in the said Act contained, which relate or refer to any Day or Time within or during or before or after the Year commencing from the Twenty-fifth Day of *March* One thousand eight hundred and twenty-five, shall extend

The several Clauses of 6 G. 4. c. 9. for ascertaining and regulating the Duties, extended to this Act.

and be construed to relate to the like Days and Times within or during or before or after the Year commencing from the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine, in like Manner as by the said recited Act is directed with reference to the Year One thousand eight hundred and twenty-five, and as if the several Clauses and Provisions in the said recited Act contained were repeated and re-enacted in this present Act.

The Officers of the Exchequer to stop the Duties hereby granted out of Annuities, Pensions, &c. payable at the Exchequer, and pay the same over to the Receiver General of the Land Tax.

III. Provided always, and be it enacted, That no Assessment shall be made by any Commissioner or Commissioners, Assessor or Assessors of the Land Tax, or otherwise, on or in respect of the Duties hereby granted on Annuities, Pensions, Stipends, Fees, Salaries, Wages, Allowances, Profits, or other yearly Payments whatsoever payable at the Receipt of His Majesty's Exchequer; nor shall any such Duties be collected or received by any Collector of the Land Tax, or included in the Parchment or other Duplicates, as heretofore; but all and every such Annuities, Pensions, Stipends, Fees, Salaries, Wages, Allowances, Profits, or other yearly Payments, shall be and they are hereby respectively charged, assessed, and taxed with the Duties hereby granted or continued, at the same annual Rate and to the like Amount as the same were respectively rated, charged, and assessed under the said recited Act of the Sixth Year of His present Majesty's Reign, or under any other Act or Acts; and the proper Officer or Officers in the said Exchequer shall, and he and they is and are hereby respectively directed, authorized, and empowered from Time to Time to stop and detain such Duties out of the said Annuities, Pensions, Stipends, Fees, Salaries, Wages, Allowances, Profits, or other yearly Payments or Arrears thereof, without any other or further Authority than the Provisions of this Act, and to all Intents as if such Duties had been brought into Assessment as heretofore, any thing in this Act, or in any other Act or Acts contained to the contrary thereof notwithstanding; and every such Officer or Officers shall, and he and they is and are hereby required from Time to Time to pay over the said Duties so stopped to the Receiver General of the Land Tax authorized to receive the same, and to render true Lists and Accounts thereof *gratis* to the Commissioners for the Affairs of Taxes, so that such Receiver General may be duly charged therewith.

A Register to be kept of all Money paid into the Exchequer for the Duties hereby granted.

Treasury to apply the Money from Time to Time.

IV. And be it further enacted, That there shall be provided and kept, in the Office of the Auditor of the Receipt of His Majesty's Exchequer at *Westminster*, One Book of Register, in which all the Money that shall be paid into the said Exchequer for the said Rates and Duties hereby granted or continued on Personal Estates, and on Offices and Employments of Profit, Pensions, Annuities, and Stipends, shall be entered and registered apart and distinct from all other Monies paid and payable to His Majesty, and shall be carried to the Consolidated Fund; and that it shall be lawful for the said Commissioners of the Treasury to issue and apply the same from Time to Time to such Services as shall then have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland* in this present Session of Parliament.

V. Pro-

Act may be altered, &c. this Session.

V. Provided always, and be it enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be made in this present Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. III.

An Act for applying certain Sums of Money for the Service of the Year One thousand eight hundred and twenty-nine. [6th *March* 1829.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland*, in Parliament assembled, towards raising the necessary Supplies which we have cheerfully granted to Your Majesty in this Session of Parliament, have resolved to grant unto Your Majesty the Sums herein-after mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That there shall and may be issued and applied, for or towards making good the Supply granted to His Majesty for the Service of the United Kingdom of *Great Britain* and *Ireland* for the Year One thousand eight hundred and twenty-nine, the Sum of Four Millions, a Part of the Sum now remaining in the Exchequer, or remaining to be received on the Second Day of *February* One thousand eight hundred and twenty-nine, to complete the Aids granted by Parliament for the Service of the Year One thousand eight hundred and twenty-eight; and

There shall be applied, for the Service of the present Year, 4,000,000*l.* remaining in Exchequer to complete the Aids granted in 1829;

4,000,000*l.* from Consolidated Fund; 60,000*l.* to be paid by the East India Company; any Sum paid in respect of Exchequer Bills issued for Public Works; and any Balance paid in by the Bank of England on 5th April 1830, pursuant to 56G.3.c.97.

and also the Sum of Four Millions out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*; and also the Sum of Sixty thousand Pounds, to be paid into the Exchequer by the United Company of Merchants of *England* trading to the *East Indies*, towards the Expence of Retiring Pay, Pensions, and Allowances to His Majesty's Forces serving in *India*, in pursuance of an Act of the Fourth Year of the Reign of His present Majesty; and also any Sum or Sums of Money which may have been or which may be paid into the Exchequer before the Fifth Day of *April* One thousand eight hundred and thirty, in respect of Exchequer Bills issued pursuant to Two Acts of the Fifty-seventh Year of the Reign of His late Majesty, to authorize the Issue of Exchequer Bills for the carrying on Public Works and Fisheries in the United Kingdom; and also the Balance now in the Exchequer, or which may be paid into the same by the Governor and Company of the Bank of *England* on or before the Fifth Day of *April* One thousand eight hundred and thirty, pursuant to an Act of the Fifty-sixth Year of the Reign of His late Majesty, intituled *An Act to authorize the advancing for the Public Service a Proportion of the Balance that shall remain from Time to Time in the Bank of* England, *for the Payment of Dividends on account of the Public Debt, for Lottery Prizes or Benefits not claimed, and Principals of Stocks and Annuities remaining unclaimed*; provided that if at any Time the said Balance shall be reduced to a less Sum than One hundred thousand Pounds, then so much of the Monies advanced by the said Governor and Company shall be repaid to them as shall be equal to the Sum by which the said Balance shall be less than the Sum of One hundred thousand Pounds; and the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* now or for the Time being, or any Three or more of them, or the Lord High Treasurer of the United Kingdom of *Great Britain* and *Ireland* for the Time being, are or is hereby authorized and empowered to issue and apply the same accordingly.

LONDON: Printed by George Eyre and Andrew Strahan, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. IV.

An Act for raising the Sum of Twelve Millions by Exchequer Bills, for the Service of the Year One thousand eight hundred and twenty-nine.

[23d *March* 1829.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, towards raising the necessary Supplies which we have cheerfully granted to Your Majesty in this Session of Parliament, have resolved to give and grant unto Your Majesty the Sum herein-after mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, at any Time or Times to cause or direct any Number of Exchequer Bills to be made out at the Receipt of the Exchequer at *Westminster*, for any Sum or Sums of Money not exceeding in the Whole the Sum of Twelve Millions, in the same or like Manner, Form, and Order, and according to the same or like Rules and Directions, as are prescribed in an Act passed in the Forty-eighth Year of the Reign of His late Majesty, intituled *An Act for regulating the issuing and paying off of Exchequer Bills.*

The Treasury may raise 12,000,000*l.* by Exchequer Bills, in like Manner as is prescribed by 48 G. 3. c. 1.

The Clauses, &c. in recited Act extended to this Act.

II. And be it further enacted, That all and every the Clauses, Provisoes, Powers, Privileges, Advantages, Penalties, Forfeitures, and Disabilities contained in the said Act, shall be applied and extended to the Exchequer Bills to be made out in pursuance of this Act, as fully and effectually, to all Intents and Purposes, as if the said several Clauses or Provisoes had been particularly repeated and re-enacted in the Body of this Act.

Treasury to apply the Money raised.

III. And be it further enacted, That it shall be lawful for the said Commissioners of the Treasury to issue and apply from Time to Time all such Sums of Money as shall be raised by Exchequer Bills to be made out in pursuance of this Act to such Services as shall then have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland* in this present Session of Parliament.

Exchequer Bills to be payable out of the Supplies of the next Session.

IV. And be it further enacted, That the principal Sum or Sums of Money to be contained in such Exchequer Bills shall be and are hereby charged and chargeable upon and shall be paid and discharged by and out of the first Supplies to be granted in the next Session of Parliament.

Exchequer Bills to bear an Interest not exceeding 3½*d.* per Cent. per Diem.

V. And be it further enacted, That the Exchequer Bills to be made out in pursuance of this Act shall bear Date on the Days on which the same shall be respectively issued, and shall and may bear an Interest not exceeding the Rate of Three-pence Halfpenny *per Centum per Diem* upon or in respect of the Whole of the Monies respectively contained therein, payable out of any Aids or Supplies in the Receipt of His Majesty's Exchequer at *Westminster*.

Exchequer Bills to be current at the Exchequer after April 5, 1830.

VI. And be it further enacted, That all and every the Exchequer Bills to be made forth by virtue of this Act, or so many of them as shall from Time to Time remain undischarged and uncancelled, shall and may, from and after the Fifth Day of *April* One thousand eight hundred and thirty, be received and taken and shall pass and be current to all and every the Receivers and Collectors in *Great Britain* of the Customs, Excise, or any Revenue, Supply, Aid, or Tax whatsoever, already granted, due, or payable, or which shall or may hereafter be granted, due, or payable to His Majesty, His Heirs and Successors, and also at the Receipt of the said Exchequer, from the said Receivers or Collectors, or from any other Person or Persons, Bodies Politic or Corporate whatsoever, making any Payment there to His Majesty, His Heirs and Successors, for or upon any Account, Cause, or Occasion whatsoever, according to the Purport and true Meaning of this Act, and that such of the same Bills as shall be received at the said Exchequer shall and may be locked up and secured as Cash, according to the Course of the said Exchequer settled and established by Law for locking up and securing Monies received in Specie there.

Bank of England may advance 12,000,000*l.* on the Credit of this Act,

VII. And be it declared and further enacted, That it shall and may be lawful for the Governor and Company of the Bank of *England* to advance or lend to His Majesty, upon the Credit of the Exchequer Bills to be made out in pursuance of this Act, any Sum or Sums of Money not exceeding in the Whole the Sum of Twelve Millions, any

thing in an Act made in the Fifth and Sixth Years of the Reign of King *William* and Queen *Mary*, intituled *An Act for granting to Their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale, and other Liquors; and for securing certain Recompences and Advantages in the said Act mentioned to such Persons as shall voluntarily advance the Sum of One million five hundred thousand Pounds towards carrying on the War against* France, or in any subsequent Act, to the contrary thereof in anywise notwithstanding. notwithstanding 5 & 6 W. & M. c. 20.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. V.

An Act for the regulating of His Majesty's Royal Marine Forces while on Shore.

[23d *March* 1829.]

WHEREAS it may be necessary for the Safety of the United Kingdom, and the Defence of the Possessions of the Crown of *Great Britain* and *Ireland*, that a Body of Royal Marine Forces should be employed in His Majesty's Fleet and Naval Service, under the Direction of the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland:* And whereas the said Royal Marine Forces may frequently be quartered or be on Shore, or sent to do Duty on board Transport Ships or Merchant Ships or Vessels, or Ships or Vessels of His Majesty not being in Commission, or any Convict Hulk or Ship, where they will not be subject to the Laws relating to the Government of His Majesty's Forces by Sea; yet nevertheless it being requisite for the retaining of such Forces in their Duty, that an exact Discipline be observed; and that Marines who shall mutiny or stir up Sedition, or shall desert His Majesty's Service, be brought to a more exemplary and speedy Punishment than the Law will allow: Be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine, if any Person being entered or in Pay as an Officer of

After March 24, 1829, every Marine Officer, Non-

Royal

commissioned Officer, and Private Man,

Royal Marines, or who is or shall be listed or in Pay as a Non-commissioned Officer or Private Man in any Division of Royal Marines in His Majesty's Service, and on the Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine shall remain in such Service, or during the Continuance of this Act shall be voluntarily entered and in Pay as a Marine Officer or Private Man in His Majesty's Service, and being in such Service, at any Time during the Continuance of this Act, on Shore in any Place within the said Kingdom, or in any other of His Majesty's Dominions, or in Foreign Parts, or on board any Transport Ship, or Merchant Ship or Vessel, or any Ship or Vessel of His Majesty not being in Commission, or any Convict Hulk or Ship, shall begin, excite, cause, or join in any Mutiny or Sedition in the Company to which he doth or shall belong, or in any other Company, Troop, or Regiment, either of Marine or Land Forces, in His Majesty's Service, or shall not use his utmost Endeavours to suppress the same; or coming to the Knowledge of any such Mutiny or intended Mutiny, shall not without Delay give Information thereof to his Commanding Officer; or shall desert His Majesty's Service; or being actually entered as a Marine in any Company, shall list himself in any other Company, Troop, or Regiment, or enter as a Seaman in His Majesty's Service, without first having a Discharge in Writing from the Officer commanding in chief the Company in which he last served as a Marine, in which Case he shall be reputed a Deserter; or shall be found sleeping upon his Post, or shall leave it before relieved; or shall hold Correspondence with any Rebel or Enemy of His Majesty, or give them Advice or Intelligence of any kind, by any Ways or Means or in any Manner whatsoever; or shall treat with such Rebels or Enemies, or enter into any Condition with them, without His Majesty's Licence, or Licence of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland* for the Time being, or Two or more of the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland* for the Time being; or shall strike or use any Violence against his Superior Officer, being in the Execution of his Office; or shall disobey any lawful Command of his Superior Officer; all and every Person and Persons so offending in any or either of the Matters before mentioned, on Shore in any Part of this Kingdom, or in any other of His Majesty's Dominions, or in Foreign Parts, or on board any Transport Ship, or Merchant Ship or Vessel, or any Ship or Vessel of His Majesty not being in Commission, or any Convict Hulk or Ship, shall suffer Death, or such other Punishment as by Court-martial shall be inflicted.

who shall mutiny or desert, &c.

or list in any other Regiment, &c.

or shall be found sleeping on or shall desert his Post, &c.

or shall strike or disobey his Superior Officer;

shall suffer Death, or such Punishment as a Court-martial shall inflict.

Lord High Admiral, &c. may grant Commissions for holding General Courts-martial, &c.

II. And be it further enacted, That it shall and may from Time to Time be lawful to and for the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, to grant a Commission, under his or their respective Hand or Hands, to any Officer of Royal Marines in His Majesty's Service, not under the Degree of a Field Officer, for the holding General Courts-martial at any Place or Places on Shore in this Kingdom, or in any other of His Majesty's Dominions; in every of which Courts-martial all or any of the Offences aforesaid, and all or any other of the Offences herein-after

specified, shall be tried and proceeded against in such Manner as by this Act is directed.

Courts-martial may inflict Corporal Punishment for Immorality, &c.

III. And be it further enacted, That it shall and may be lawful to and for such Courts-martial, by their Sentence or Judgment, to inflict Imprisonment, solitary or otherwise, or Corporal Punishment, not extending to Life or Limb, on any Marine, for Immorality, Misbehaviour, or Neglect of Duty, on Shore in any Place or Places within this Kingdom, or in any other of His Majesty's Dominions, or in Transports, or Merchant Ships or Vessels, or any Ship or Vessel of His Majesty not being in Commission, or any Convict Hulk or Ship, during the Continuance of this Act.

Lord High Admiral, &c. empowered to make Articles for Punishment of Mutiny and Desertion, &c.

IV. And be it further enacted, That it shall and may be lawful to and for the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, at any Time during the Continuance of this Act, to make and establish Rules and Articles in Writing under his or their respective Hand or Hands, which Articles shall be judicially taken notice of by all the Judges, and in all Courts whatsoever, for the Punishment of Mutiny and Desertion, Immorality, Misbehaviour, and Neglect of Duty, in any of His Majesty's Royal Marine Forces, while on Shore in any Part of this Kingdom, or in any other of His Majesty's Dominions, or in Foreign Parts, or in Transport or Merchant Ships or Vessels, or any Ship or Vessel of His Majesty not being in Commission, or any Convict Hulk or Ship, and for bringing Offenders against the same to Justice; and to erect and constitute Divisional or Detachment Courts-martial, with Power to try, hear, and determine any Crimes or Offences specified in such Rules and Articles, and inflict Punishments by Sentence or Judgment for the same, according to the true Intent and Meaning of this Act; and all such Articles of War shall from Time to Time, as soon after the same shall have been established as the same can be done, be transmitted by the Secretary of the Admiralty for the Time being to the Judges of His Majesty's Courts at *Westminster* and *Dublin* and into *Scotland* respectively.

and to constitute Courts-martial.

Punishment.

V. Provided always, That no Person shall be adjudged to suffer any Punishment extending to Life or Limb by the said Rules or Articles, within this Kingdom, except for such Crime or Crimes as is or are expressed to be so punishable by this Act.

Oaths to be taken by Members of Divisional Courts-martial, &c.

VI. Provided also, and be it further enacted, That in all Trials by any Divisional or Detachment Courts-martial which shall be held by virtue of this Act, or of any Articles of War established in pursuance thereof, every Member assisting at such Trial, before any Proceedings be had thereupon, shall take the Oaths herein-after mentioned upon the Holy Evangelists (which Oaths shall and may be administered by the President of the Court to the other Members thereof, and to the President by any Member having first taken the said Oath); that is to say,

Oaths.

'YOU shall well and truly try and determine according to the Evidence in the Matter now before you. So help you GOD.'

'I *A.B.*

'I *A.B.* do swear, That I will truly administer Justice according to the Rules and Articles for the better Government of His Majesty's Royal Marine Forces when on Shore, and according to an Act now in force for the Punishment of Mutiny and Desertion and of other Crimes therein mentioned, without Partiality, Favour, or Affection; and if any Doubt shall arise (which is not explained by the said Articles or Act), according to my Conscience, and the best of my Understanding, and the Custom of War.

'So help me GOD.'

And the President of every such Court-martial (not being under the Rank of Captain) shall be appointed by the Commanding Officer of the Division or Detachment directing such Court-martial; and every such Divisional or Detachment Court-martial is hereby authorized and directed to administer an Oath to every Witness that shall appear before them.

Deserters may be transported.

VII. And be it further enacted, That in case of any Non-commissioned Officer or Marine tried and convicted of Desertion, whensoever the Court-martial which shall pass Sentence upon such Trial shall not think the Offence deserving of Capital Punishment, such Court-martial may, instead of awarding a Corporal Punishment, adjudge the Offender, according to the Nature of the Offence, if they shall think fit, to be transported as a Felon for Life or for a certain Term of Years; and if such Non-commissioned Officer or Marine, having been adjudged to be transported as a Felon, shall afterwards (without Leave from His Majesty, or from the Governor or Commanding Officer of the Place to which he shall have been transported,) return into or be found at large without Leave as aforesaid, or other lawful Cause, within any Part of the United Kingdom of *Great Britain* and *Ireland*, or in any of the Islands adjacent to or dependent on the same, or in any of His Majesty's Possessions other than the Place to which he shall have been transported, before the Expiration of the Term limited by such Sentence, and shall be convicted thereof in the ordinary Course of Law, every such Person shall be deemed and adjudged guilty of Felony, and shall suffer Death as a Felon.

His Majesty, where a Capital Punishment is awarded, may order Offenders to be transported.

VIII. Provided always, and be it enacted, That in all Cases wherein a Capital Punishment shall have been awarded by a Court-martial, it shall be lawful for His Majesty, instead of causing such Sentence to be carried into Execution, to order the Offender to be transported as a Felon for Life or for a certain Term of Years, as to His Majesty shall seem meet; and if the Person so transported in pursuance of such Order from His Majesty shall afterwards (without Leave from His Majesty, or from the Governor or Commanding Officer of the Place to which he shall have been transported,) return to any Part of *Great Britain* or *Ireland*, or into any of the Islands adjacent to or dependent on the same, or into any of His Majesty's Possessions other than the Place to which he shall have been transported, before the Expiration of the Term limited by such Order, and shall be duly convicted thereof, he shall suffer Death.

IX. And

Court may sentence Deserters to serve for Life, &c.

IX. And be it further enacted, That if any Non-commissioned Officer or Marine so convicted of Desertion shall appear to have enlisted for a limited Term of Years, it shall be lawful for such Court to sentence any such Non-commissioned Officer or Marine so enlisted to serve for Life as a Soldier, or for any Number of Years beyond the Period for which such Non-commissioned Officer or Marine shall have enlisted, or generally in any Regiment or Corps which His Majesty shall please to direct; and any Non-commissioned Officer or Marine may in any Case, in addition to any Service, be further adjudged to forfeit all Benefit or Advantage as to Increase of Pay, or as to Pension or Discharge, which might otherwise have accrued to such Non-commissioned Officer or Marine from the Length or Nature of his Service.

or order them to be marked.

X. And be it further enacted, That it shall be lawful for any Court-martial, before which any Non-commissioned Officer or Marine shall be tried and convicted of Desertion, to direct, if it shall so think fit, in addition to any other Punishment such Court may award for any such Desertion, that such Deserter be marked on the Left Side, Two Inches below the Arm-pit, with the Letter (D.), such Letter not to be less than Half an Inch long, and to be marked upon the Skin with Ink or Gunpowder, or other Preparation, so as to be visible and conspicuous, and not liable to be obliterated.

How Order for Transportation shall be proceeded in.

XI. And be it further enacted, That whenever His Majesty shall intend any such Sentence of a Court-martial to be carried into execution, or shall be graciously pleased to extend His Mercy, upon Condition of Transportation, to any Offender liable to the Punishment of Death by the Sentence of a Court-martial, such Sentence, together with His Majesty's Pleasure upon the same, shall be notified in Writing by the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, to any Justice of the King's Bench, Common Pleas, or Baron of the Exchequer of the Degree of the Coif, and thereupon such Justice or Baron shall make an Order for the Transportation of such Offender upon the Terms and for the Time which shall be specified in such Notification, and shall also make such other Order or Orders, and do all such other Acts consequent upon the same, as any such Justice or Baron is authorized to make or do by any Act or Acts in force at the Time of making any such Orders in relation to the Transportation of Offenders; and such Order and Orders so to be made, and all such Acts as shall be done as aforesaid, shall be obeyed and done by such Person in whose Custody such Offender shall at that Time be, and all other Persons whom it may concern, and shall be as effectual, and have all the same Consequences, as any Order made under the Authority of the said Act with respect to any Offender in the said Act mentioned; and every Sheriff, Gaoler, Keeper, Governor, or Superintendant whom it may concern, and all Constables and other Persons, shall be bound to obey the aforesaid Order and Orders, be assistant in the Execution thereof, and be liable to the same Punishment for Disobedience or interrupting the Execution of the same, as they would be if the same had been made under

the Authority of the aforesaid Act; and every Person so ordered to be transported as aforesaid shall be subject respectively to all and every the Penalties and Provisions made by Law and now in force concerning Persons convicted of any Crime, and sentenced to be transported, or receiving His Majesty's Pardon on Condition of Transportation.

Order to be filed in the Office of the Clerk of the Crown;

XII. And be it further enacted, That the Justice or Baron who shall make any such Order as aforesaid, under any such Notification of His Majesty's Pleasure as aforesaid, shall direct the said Notification, and his own Order made thereupon, to be filed in the Office of the Clerk of the Crown of His Majesty's Court of King's Bench, and to be there kept of Record; and the said Clerk of the Crown shall receive a Fee of Two Shillings and Sixpence, and no more, for filing the same.

who shall on Application deliver a Certificate of the Conviction of any such Offender, &c.

XIII. And be it further enacted, That the said Clerk of the Crown of His Majesty's Court of King's Bench shall, upon the Application of any such Offender who shall be ordered by His Majesty to be transported as aforesaid, or of any other Person applying on his Behalf, or on the Application of any Person on behalf of His Majesty, deliver a Certificate in Writing under his Hand (not taking for the same more than Two Shillings and Sixpence), containing an Account of the Christian Name and Surname of such Offender, of his Offence, of the Place where the Court was held, before whom he was convicted, and of the Terms and Conditions on which His Majesty's Order for such Offender's Transportation was given; which Certificate shall be sufficient Proof of the Conviction and Sentence of such Offender, and also of the Terms on which such Order for his Transportation was given, in any Court and in any Proceeding wherein it may be necessary to enquire into the same.

Offenders under Sentence of Death obtaining His Majesty's conditional Pardon, not suffered to escape.

XIV. And be it further enacted, That if any Offender under Sentence of Death by a Court-martial as aforesaid shall obtain His Majesty's conditional Pardon as aforesaid, all and every the Laws now in force touching the Escape of Felons under Sentence of Death shall apply to such Offender, and to all Persons aiding, abetting, or assisting in any Escape or intended Escape of any such Offender, or contriving any such Escape, from the Time when such Order shall be made by such Justice or Baron as aforesaid, and during all the several Proceedings which shall be had for the Purposes aforesaid.

General Court-martial not to consist of less than 13, except in Cases where serving beyond the Seas, &c.

XV. And it is hereby further enacted, That no General Court-martial which shall have Power to sit by virtue of this Act shall consist of a less Number than Thirteen, whereof none to be under the Degree of a Commissioned Officer; except Courts-martial to be holden on any Officer, Non-commissioned Officer, or Private Marine, who may be serving on Shore in any Place beyond the Seas, and out of His Majesty's Dominions, or out of the *East Indies*, in which Cases any General Court-martial may consist of any Number not less than Seven; and the President of such Court-martial shall not be under the Degree of a Field Officer of Royal Marines, unless where such Field Officer cannot be had, in which Case the

Marine Officer next in Seniority to such Field Officer, not being under the Degree of a Captain, shall preside at such Court-martial; and that such Court-martial shall have full Power and Authority, and are hereby required, to administer an Oath to every Witness, in order to the Examination on Trial of any of the Offences that shall come before them.

Officers of the Marine and Land Forces may sit in conjunction upon Courts-martial.

XVI. And whereas it may be expedient in certain Cases, particularly where a sufficient Number of Marine Officers cannot be conveniently assembled, or in Matters wherein any of His Majesty's Land Forces may be interested, that Officers of the Land Forces should be associated with the Royal Marine Officers for the Purpose of holding Courts-martial; be it enacted and declared, That when and as often as it shall be necessary, it shall and may be lawful for Officers of Royal Marines and Land Forces to sit in conjunction upon all Courts-martial, and to proceed in the Trial of any Marine Officer or Private Man in like Manner to all Intents and Purposes as if such Courts-martial were composed of Marine Officers only, and whether the Commanding Officer by whose Order such Court-martial is assembled belong to the Land or to the Marine Forces; and the Officers of Marine and Land Forces are in such Cases to take Rank according to the Seniority of their Commissions in either Service.

Oaths to be taken by all Members of General Courts-martial.

XVII. And be it further enacted, That in all Trials of Offenders by General Courts-martial to be held by virtue of this Act, every Officer present at such Trials, before any Proceedings be had thereupon, shall take the following Oaths upon the Holy Evangelists, before the Court and Judge Advocate or his Deputy (who are hereby authorized to administer the same), in these Words; that is to say,

Oaths.

'YOU shall well and truly try and determine, according to the Evidence which shall be given in the Matter now before you, between our Sovereign Lord the King's Majesty and the Prisoner to be tried. So help you GOD.'

'I *A. B.* do swear, That I will truly administer Justice according to an Act now in force for the Regulation of His Majesty's Royal Marine Forces while on Shore, and according to the Rules and Articles made in pursuance of the said Act for the Punishment of Mutiny and Desertion, and other Crimes therein respectively mentioned, without Partiality, Favour, or Affection; and if any Doubt shall arise, (which is not explained by the said Act or the said Rules and Articles,) according to my Conscience, the best of my Understanding, and the Custom of War in like Cases: And I further swear, That I will not divulge the Sentence of the Court, until it shall be approved by the Lord High Admiral, or Two or more of the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland;* neither will I, upon any Account at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof as a Witness by a Court of Justice in a due Course of Law.

'So help me GOD.'

And

The Judge Advocate to be sworn.

And so soon as the said Oaths shall have been administered to the respective Members, the President of the Court is hereby authorized and required to administer to the Judge Advocate, or the Person officiating as such, an Oath in the following Words:

The Oath.

'I *A.B.* do swear, That I will not, upon any Account, at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof as a Witness by a Court of Justice in a due Course of Law. So help me GOD.'

Oaths to Witnesses.

And every such Court-martial is hereby authorized and directed to administer an Oath to every Witness who shall appear before them;

In Sentences of Death, what Number of Officers shall concur, &c.

and no Sentence of Death shall be given against any Offender by any such General Court-martial as aforesaid, unless Nine Officers present, or where the Court-martial shall consist of Seven Members, unless Five Officers present shall concur therein; and if there be more Officers present than Thirteen or Seven respectively, then the Judgment shall pass by the Concurrence of Two Thirds of the Officers present;

Hours of Trial.

and no Proceeding or Trial shall be had upon any Offence but between the Hours of Eight of the Clock in the Morning and Four in the Afternoon, except in Cases which require an immediate Example:

Witnesses during their Attendance privileged from Arrest.

Provided also, that all Witnesses duly summoned by the Judge Advocate, or the Person officiating as such, shall, during their necessary Attendance in such Courts, and in going to and returning from the same, be privileged from Arrest in like Manner as Witnesses attending any of His Majesty's Courts of Law are privileged; and that if any such Witness shall be unduly arrested, he shall be discharged from such Arrest by the Court out of which the Writ or Process issued by which such Witness was arrested; or if the Court out of which the Writ or Process issued be not sitting, then by any Judge of the Court of King's Bench in *London* or in *Dublin*, or the Court of Sessions in *Scotland*, or Courts of Law in the *East* or *West Indies* or elsewhere, according as the Case shall require, upon its being made appear to such Court or Judge, by Affidavit in a summary Way, that such Witness was arrested in going to or returning from or attending upon such Court-martial;

Witnesses not attending liable to be attached.

and that all Witnesses duly summoned as aforesaid, who shall not attend on the Court-martial, whether the same be a General or Divisional Court-martial, or who attending shall refuse to be sworn or to give Evidence on any Court-martial, shall be liable to be attached in the Court of King's Bench in *London* or *Dublin*, or Court of Sessions in *Scotland*, or Courts of Law in the *East* or *West Indies*, or elsewhere respectively, upon Complaint made to the said Courts of King's Bench or Court of Sessions in *Scotland*, or Courts of Law in the *East* or *West Indies* or elsewhere, in like Manner as if such Witness had neglected to attend on a Trial in any Criminal Proceeding in that Court.

Courts-martial may sentence Offenders to Imprisonment, &c.

XVIII. Provided always, and be it further enacted, That it shall be lawful for any General or other Court-martial to sentence any Non-commissioned Officer or Private Marine to Imprisonment, or to Imprisonment and hard Labour, in any House of Correction, Common Gaol, or Public Prison, or in any other Place which such Court may appoint for that Purpose; and all Gaolers and Keepers

Keepers of such Houses of Correction or Prisons shall receive into their Custody, and keep in Confinement for such Time as they shall be respectively required so to do, or until discharged, any Non-commissioned Officer or Private Marine who may have been sentenced to Imprisonment by any General or other Court-martial, and shall provide a proper Place for the Confinement of any such Non-commissioned Officer or Private Marine, according to the Sentence of such Court, during the Period of his Imprisonment, upon receiving an Order in Writing from the Commanding Officer of the Division at which such General or other Court-martial shall have been held; and every Gaoler and Keeper of a House of Correction or Prison, who shall refuse to receive and to confine any such Non-commissioned Officer or Private Marine in manner as aforesaid, shall forfeit for every such Offence the Sum of One hundred Pounds, to be recovered by Action of Debt or Information, for the Use of His Majesty.

Lord High Admiral may change the Place of Confinement of such Offenders.

XIX. Provided also, and be it further enacted, That it shall and may be lawful for the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, in case he or they shall deem it expedient so to do, by any Order in Writing to be made for that Purpose, under the Hand of the said Lord High Admiral, or of Two or more of the Commissioners aforesaid, and the Seal of the Office of Admiralty, to change the Place of Confinement to be expressed in any Sentence upon any Non-commissioned Officer or Private Marine, either previous to the Commitment of such Non-commissioned Officer or Private Marine under any such Sentence, or at any Time afterwards during the Period of Confinement mentioned in such Sentence, and so from Time to Time as often as the said Lord High Admiral or the said Commissioners shall deem it requisite; and that the Gaoler or Keeper of the Prison, Gaol, or House of Correction in which such Non-commissioned Officer or Private Marine shall happen to be, shall, immediately on the Notification of such Order to him, remove and convey, or cause to be removed and conveyed, such Non-commissioned Officer or Private Marine to the Gaol, Prison, or House of Correction mentioned in the said Order so to be made as aforesaid, (for the Charges of which Removal and Conveyance he shall be allowed a Sum not exceeding One Shilling *per* Mile); and every Gaoler or Keeper of such last-mentioned Gaol or House of Correction shall thereupon, and upon being furnished with a Copy of the Sentence of Confinement, and of such Order of Removal, (such Copies respectively to be attested by the Secretary of the Admiralty for the Time being,) receive into his Custody, and shall confine pursuant to such Sentence, such Non-commissioned Officer or Private Marine, under the like Penalty and Forfeiture of One hundred Pounds, in case of Refusal or Neglect, as herein-before provided; such Penalty or Forfeiture in any such Cases to be recovered in any of His Majesty's Courts of Record at *Westminster* or *Dublin*, or in the Court of Exchequer or Court of Sessions at *Edinburgh*.

Gaoler to be allowed for Charges of Removal.

Pay to be forfeited during Imprisonment.

XX. And be it further enacted, That every Non-commissioned Officer or Private Marine, who shall be sentenced by any General, Divisional, or Detachment Court-martial to be imprisoned, shall forfeit all Right to any Pay from the Day of his Commitment during the

Gaoler to receive 6d. per Day for Subsistence of Prisoner.

Time of such Imprisonment; and also that during the Continuance of any such Imprisonment, the Gaoler or Keeper of such Prison or House of Correction shall receive the Sum of Sixpence *per Diem* out of the Subsistence of such Non-commissioned Officer or Private Marine, during the Time that such Non-commissioned Officer or Private Marine shall continue in Custody; which said Sum the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral for the Time being, are hereby authorized and required to cause to be paid by the Paymaster of Royal Marines to the said Gaoler or Keeper, upon receiving an Application in Writing to their Secretary, signed by any Justice of the Peace for the County or Riding in which such Gaol, Prison, or House of Correction shall be locally situate, together with a Copy of the Order under which the said Non-commissioned Officer or Private Marine was confined: Provided always, that it shall be lawful for the said Lord High Admiral or the said Commissioners for the Time being, if they should think fit, to order the Issue and Payment of any Arrears of Pay, or of the Surplus of such Pay, or any Portion thereof, or of any Arrears thereof, to or on account of such Non-commissioned Officer or Private Marine, during or after the Expiration of the Period of his Imprisonment in any Gaol, House of Correction, or Place of Military Confinement.

Like Allowance of 6d. per Day in Places of Military Confinement.

XXI. Provided always, and be it enacted, That in case such Imprisonment shall be in any Place of Military Confinement, and not in a Common Gaol or House of Correction, then the like Allowance of Sixpence *per* Day for Subsistence shall be made by the Paymaster General of Royal Marines to the Non-commissioned Officer or Private Marine so imprisoned, in lieu of all Pay or other Allowances.

The Party tried entitled to a Copy of the Sentence and Proceedings.

XXII. And be it enacted, That the Party tried by any General Court-martial to be held as aforesaid shall be entitled to a Copy of the Sentence and Proceedings of such Courts-martial, upon Demand thereof made by himself, or by any other Person or Persons on his Behalf, he or they paying reasonably for the same, at any Time not sooner than Three Months after such Sentence, whether such Sentence be approved or not; any thing in this Act to the contrary notwithstanding.

Original Proceedings, &c. of Courts-martial to be transmitted to the Secretary of the Admiralty.

XXIII. And be it enacted, That every Judge Advocate, or Person officiating as such at any General Court-martial to be held as aforesaid, do and he is hereby required to transmit, with as much Expedition as the Opportunity of Time and Distance of Place can admit, the original Proceedings and Sentence of such Court-martial, to the Secretary of the Admiralty for the Time being; which original Proceedings and Sentence shall be by him carefully kept and preserved in the Office of the Admiralty of *Great Britain* and *Ireland*, to the end that the Persons entitled thereto may be enabled, upon Application to the said Office, to obtain Copies thereof according to the true Intent and Meaning of this Act.

None to be tried a Second Time for the same Offence.

XXIV. Provided always, and be it further enacted, That no Marine, either Officer or Private Man, being acquitted or convicted of any Offence at any such Court-martial as aforesaid, shall be liable to be

tried a Second Time, by the same or any other Court-martial, for the same Offence, unless in the Case of an Appeal from a Divisional to a General Court-martial; and that no Sentence given by any Court-martial, and signed by the President thereof, be liable to be revised more than once.

Persons offending beyond Seas, &c. may be tried here.

XXV. And be it further enacted, That if any Officer or Private Man in any of His Majesty's Dominions beyond the Seas, or elsewhere beyond the Seas, shall commit any of the Offences for which he may be liable to be tried by Courts-martial by virtue of this Act, and shall escape and come or be brought into this Realm before he be tried by a Court-martial for such Offence, and shall be apprehended for the same, such Officer or Private Man shall be tried for the same as if the same Offence had been committed within this Realm.

Not to exempt from ordinary Process.

XXVI. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to exempt any Royal Marine, either Officer or Private Man, whatsoever, while on Shore, from being proceeded against by the ordinary Course of Law for Crimes thereby cognizable.

Persons acquitted, &c. by the Civil Magistrate.

XXVII. Provided also, and be it further enacted, That no Person or Persons, being acquitted or convicted of any Capital Crimes, Violences, or Offences, by the Civil Magistrate, shall be liable to be punished by a Court-martial for the same, otherwise than by cashiering.

Persons committed for Criminal Offences not to receive Pay till they return to the Regiment, &c.

XXVIII. And be it further enacted, That no Officer, Non-commissioned Officer, or Private Marine, who shall be arrested and committed to Prison upon a Charge of any Criminal Offence, shall receive any Part of his Pay from the Day of such Commitment till the Day of his Return to the Company to which he shall belong, or which he shall be ordered to join; and if he shall be acquitted of the Offence for which he was committed, he shall, upon his Return to his Company, with the Approbation of the Lords Commissioners of the Admiralty, on a Reference to them of his Case, but not otherwise, be entitled to receive all Arrears of Pay which were growing due during the Time of his Confinement; but if he shall be convicted, he shall forfeit all Right to any Pay from the Day of his Commitment during the Time of his Confinement, as well under the original Commitment as under any Commitment consequent upon such Conviction, and until the Day of his Return to the Company to which he shall belong, or which he shall be ordered to join: Provided always, that it shall be lawful for the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, to order the Issue and Payment to any such Non-commissioned Officer or Private Marine, during any such Commitment or Imprisonment, or either of them, or any Part thereof, of the Pay of any such Officer, Non-commissioned Officer, or Private Marine, or of any Proportion of such Pay, or of any Arrears thereof, either during such Commitment or Imprisonment, or after the Discharge of such Officer, Non-commissioned Officer, or Private Marine, after Conviction or otherwise, as

shall

shall appear to the said Lord High Admiral or the said Commissioners to be proper; and the Order of the said Lord High Admiral or any Two of the said Commissioners for the Payment of such Pay or Arrears shall be a sufficient Discharge for such Payment.

Persons accused of Capital Crimes, &c. to be delivered over to the Civil Magistrate, &c.

Penalty for Refusal.

XXIX. And be it further enacted, That if any Marine Officer, Non-commissioned Officer, or Private Man shall be accused of any Capital Crime, or of any Violence or Offence against the Person, Estate, or Property of any of His Majesty's Subjects, which is punishable by the known Laws of the Land, the Commanding Officer or Officers of every Company or Party is and are hereby required to use his and their utmost Endeavours to deliver over such accused Person to the Civil Magistrate, and shall be also aiding and assisting to the Officers of Justice in the seizing and apprehending such Offender, in order to bring him to Trial; and if any such Commanding Officer shall wilfully neglect or refuse, upon Application made to him for that Purpose, to deliver over any such accused Person to the Civil Magistrate, or to be aiding and assisting to the Officers of Justice in apprehending such Offender, every such Officer so offending, and being thereof convicted before any Two or more Justices of the Peace for the County where the Offence is committed, by the Oath of Two credible Witnesses, shall be deemed and taken to be *ipso facto* cashiered, and shall be utterly disabled to have or hold any Civil or Military Office or Employment within this Kingdom or in His Majesty's Service; provided the said Conviction be affirmed at the next Quarter Sessions of the Peace for the said County, and a Certificate thereof be transmitted to the Judge Advocate, who is hereby obliged to certify the same to the next Court-martial.

Constables, &c. to quarter Officers and Men in Inns, Alehouses, &c.

XXX. And whereas there is and may be Occasion for the marching and quartering of the said Royal Marine Forces in several Parts of this Kingdom; be it further enacted, That for and during the Continuance of this Act, and no longer, (in pursuance of an Order or Orders in Writing in that Behalf, under the Hand of the said Lord High Admiral, or under the Hands of Two or more of the Commissioners for executing the said Office of Lord High Admiral for the Time being,) it shall and may be lawful to and for the Constables, Tithingmen, Headboroughs, and other Chief Officers and Magistrates of Cities, Towns, and Villages, and other Places within *England* and *Wales* and the Town of *Berwick-upon-Tweed*, and, in their Default or Absence, for any One Justice of the Peace inhabiting in or near any such City, Town, Village, or Place, and for no others, and such Constables and other Chief Magistrates as aforesaid are hereby required to quarter and billet the Marines, both Officers and Private Men, in His Majesty's Service, in Inns, Livery Stables, Alehouses, Victualling-houses, and the Houses of Sellers of Wine by Retail to be drank in their own Houses or Places thereunto belonging, and all Houses of Persons selling Brandy, Strong Waters, Cider, or Metheglin by Retail, to be drank in their own Houses, other than and except Canteens held and occupied under the Authority of the Commissioners for the Affairs of Barracks, or of the Department of the Ordnance, or of the said Lord High Admiral or of the said Commissioners for executing the Office of Lord High Admiral, and other than

than and except the House or Houses of any Distillers who keep Houses or Places for distilling Brandy or Strong Waters, and the House of any Shopkeeper whose principal Dealings shall be more in other Goods and Merchandize than in Brandy and Strong Waters (so as such Distillers and Shopkeepers do not permit or suffer Tippling in his or their Houses), and in no other, and in no private Houses whatsoever without the Consent of the Occupier; nor shall any more Billets at any Time be ordered than there are effective Royal Marines present to be quartered; and if any Constable, Tithingman, or such like Officer or Magistrate as aforesaid, shall presume to quarter or billet any such Officer or Private Man in any such private House, without the Consent of the Occupier, in such Case such Occupier shall have his or her Remedy at Law against such Magistrate or Officer for the Damages that such Occupier shall sustain thereby; and if any Marine Officer shall take upon him to quarter Private Men otherwise than is limited and allowed by this Act, or shall use or offer any Menace or Compulsion to any Mayors, Constables, or other Civil Officers before mentioned, tending to deter and discourage any of them from performing any Part of their Duty hereby required or appointed, such Marine Officer shall for every such Offence, being thereof convicted before any Two or more of the next Justices of the Peace of the County where the Offence shall be committed, by the Oath of Two credible Witnesses, be deemed and taken to be *ipso facto* cashiered, and shall be utterly disabled to have or hold any Military Employment within this Kingdom, or in His Majesty's Service; provided the said Conviction be affirmed at the next Quarter Sessions of the Peace of the said County, and a Certificate thereof be transmitted to the Judge Advocate, who is hereby obliged to certify the same to the next Court-martial; and in case any Person shall find himself aggrieved, in that such Constable, Tithingman, or Headborough, Chief Officer or Magistrate (such Chief Officer or Magistrate not being a Justice of the Peace), has quartered or billetted in his House a greater Number of Royal Marines than he ought to bear in proportion to his Neighbours, and shall complain thereof to One or more Justice or Justices of the Peace of the Division, City, or Liberty where such Royal Marines are quartered; or in case such Chief Officer or Magistrate shall be a Justice of the Peace, then on Complaint made to Two or more Justices of the Peace of such Division, City, or Liberty, such Justice or Justices respectively shall have, and is or are hereby declared to have, Power to relieve such Person, by ordering such and so many of the said Royal Marines to be removed, and quartered upon such other Person or Persons as they shall see Cause; and such other Person or Persons shall be obliged to receive such Royal Marines accordingly.

but in no Distillers or Shopkeepers Houses, or in any private Houses.

Penalty on Officers quartering Men contrary to this Act, &c.

Persons aggrieved by being quartered on may complain to any Justice, and be relieved.

XXXI. And be it further enacted, That if any High Constable, Constable, Beadle, or other Officer or Person whomsoever, who by virtue or colour of this Act shall quarter or billet, or be employed in quartering or billetting, any Marine Officers or Private Men, shall neglect or refuse for the Space of Two Hours to quarter or billet such Officers or Marines, when thereunto required, in such Manner as is by this Act directed, provided sufficient Notice be given before the Arrival of such Forces; or shall receive, demand, contract, or agree for any Sum or Sums of Money, or any Reward whatsoever, for or on account

Penalty on Constables, &c. neglecting to quarter Marines; or taking Money to excuse any Person.

of excusing, or in order to excuse, any Person or Persons whomsoever from quartering or receiving into his, her, or their House or Houses any such Officer or Marine; or in case any Victualler, or any other Person liable by this Act to have any Officer or Marine billetted or quartered on him or her, shall refuse to receive or to afford proper Accommodation to or to victual any such Officer or Marine so quartered or billetted upon him or her as aforesaid; or shall refuse to furnish or allow, according to the Directions of this Act, the several Things herein respectively directed to be furnished or allowed to Non-commissioned Officers or Marines so quartered or billetted upon him or her as aforesaid, at the Rate which is or shall be established by any Act or Acts in force in that Behalf, and shall be thereof convicted before any One or more Justice or Justices of the Peace of the County, City, or Liberty within which such Offence shall be committed, either by his own Confession, or by the Oath of One or more credible Witness or Witnesses (which Oath the said Justice or Justices is and are hereby empowered to administer), every such High Constable, Constable, Beadle, or other Officer or Person so offending, shall forfeit for every such Offence the Sum of Five Pounds, or any Sum not exceeding Five Pounds nor less than Forty Shillings, as the said Justice or Justices before whom the Matter shall be heard shall in his or their Discretion think fit; to be levied by Distress and Sale of the Goods of the Person offending, by Warrant under the Hand and Seal or Hands and Seals of the Justice or Justices before whom such Offender shall be convicted, or of One or more of them, to be directed to any other Constable within the County, City, or Liberty, or to any of the Overseers of the Poor of the Parish where the Offender shall dwell; and the said Sum of Five Pounds, or the said Sum not exceeding Five Pounds nor less than Forty Shillings, when levied, shall be paid to the Overseers of the Poor of the Parish where the Offence shall be committed, or to some one of them, for the Use of the Poor of such Parish.

Penalty on Victuallers refusing to receive Marines.

XXXII. And for better preventing Abuses in quartering or billetting the Royal Marines in pursuance of this Act, be it further enacted, That it shall and may be lawful to and for any One or more Justice or Justices of the Peace within their respective Counties, Cities, or Liberties, by Warrant or Order under his or their Hand and Seal or Hands and Seals, at any Time or Times during the Continuance of this Act, to require and command any High Constable, Constable, Beadle, or other Officer or Person, who shall quarter or billet any Royal Marines in pursuance of this Act, to give an Account in Writing unto the said Justice or Justices requiring the same, of the Number of Officers and Private Men who shall be quartered or billetted by them, and also the Names of the Housekeepers or Persons upon whom every such Officer or Private Man shall be quartered or billetted, together with an Account of the Street or Place where every such Housekeeper dwells, and of the Signs (if any) belonging to their Houses, to the end it may appear to the said Justice or Justices where such Officers and Private Men are quartered or billetted, and that he or they may thereby be the better enabled to prevent or punish all Abuses in the quartering or billetting of them.

Justices may order Constables to give an Account of the Number of Officers and Private Men, and where quartered.

Marines to be billetted near the Place mentioned in the Route.

XXXIII. And as very great Detriment and Inconvenience arise to the Service from the dispersing and billetting of Marines, when on a March, at a great Distance from the Place or Places where they are meant to be quartered, by reason of which they are placed wide of their intended Route for the next Day's March; be it therefore enacted, That at no Time when Marines are on a March shall any of them be billetted above One Mile from the Place or Places mentioned in the Route.

Officers and Marines to pay Rates for their Provisions.

XXXIV. And be it further enacted, That the Marine Officers and Private Men so quartered and billetted as aforesaid shall be received and furnished with Diet and Small Beer by the Owners of the Inns, Livery Stables, Alehouses, Victualling-houses, and the Houses of Sellers of Wine by Retail, to be drank in their own Houses or Places thereunto belonging, and other Houses in which they are allowed to be quartered and billetted by this Act; paying and allowing for the same the several Rates that are or shall be established by any Act or Acts in force in that respect.

If Innholders refuse to furnish the Men quartered on them with Meat, they shall allow them Candles, Small Beer, &c. gratis.

XXXV. Provided always, and be it enacted, That in case any Innholders, or other Persons on whom any Non-commissioned Officers or Private Men shall be quartered by virtue of this Act, (except on a March or employed in recruiting, and likewise except the Recruits by them raised, for the Space of Seven Days at most for such Non-commissioned Officers and Private Men who are recruiting, and Recruits by them raised,) shall be desirous to furnish such Non-commissioned Officers and Private Men with Candles, Vinegar, and Salt, and with either Small Beer or Cider, not exceeding Five Pints for each Man *per Diem, gratis*, and allow to such Non-commissioned Officer or Private Men the Use of Fire and the necessary Utensils for dressing and eating their Meat, and shall give Notice of such his Desire to the Commanding Officer, and shall furnish and allow the same accordingly, then and in such Case the Non-commissioned Officers and Private Men so quartered shall provide their own Victuals; and the Officer to whom it belongs to receive or who shall actually receive the Pay and Subsistence of such Non-commissioned Officers and Private Men, shall pay the several Sums that are or shall be established by any Act or Acts in force in that Behalf to the Non-commissioned Officers and Private Men aforesaid, and not to the Innholder or other Person on whom such Non-commissioned Officers and Private Men are quartered; any thing herein contained to the contrary notwithstanding.

Commanding Officer may exchange Marines in their Quarters;

XXXVI. And whereas it may be for the Benefit of the Service for the Commanding Officer to have Power to exchange the Billets or Quarters of Marines quartered in the same Town or Place; be it therefore enacted, That the Commanding Officer of Royal Marines, in any Town or Place where such Marine Forces are quartered, shall and he is hereby empowered from Time to Time to exchange any Marine or Marines quartered in such Town or Place, for any other Marine or Marines quartered in the same Town or Place, provided the Number of Men do not exceed the Number at that Time billetted on such Houses respectively where such Men shall be exchanged;

exchanged; and the Constables, Tithingmen, Headboroughs, and other Chief Officers and Magistrates of the Cities, Towns, and Villages, or other Places, where any of the said Royal Marine Forces shall be quartered, are hereby required to billet such Men so exchanged accordingly.

Penalty on taking Money to excuse any Person from quartering.

XXXVII. And be it further enacted, That if any Marine Officer shall take or cause to be taken, or knowingly suffer to be taken, any Money of any Person for excusing the quartering of Officers or Private Men, or any of them, in any House allowed by this Act, every such Officer shall be cashiered, and be incapable of serving in any Military Employment whatsoever.

Officers to give Notice to Innkeepers of Subsistence-money in their Hands, &c.

XXXVIII. And that the Quarters both of the said Marine Officers and Private Men, while on Shore as aforesaid, may during the Continuance of this Act be duly paid and satisfied, and His Majesty's Duties of Excise better answered, be it enacted, That from and after the said Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine, every Officer or other Person to whom it belongs to receive or that shall actually receive the Pay or Subsistence-money for one or more particular Company or Companies of the said Royal Marine Forces, or otherwise, shall immediately upon each Receipt of every particular Sum which shall from Time to Time be paid, return, or come to his or their Hands on account of Pay or Subsistence, give public Notice thereof to all Persons keeping Inns, or other Places where Officers or Private Men are quartered by virtue of this Act; and shall also appoint the said Innkeepers and others to repair to their Quarters at such Times as they shall appoint for the Distribution and Payment of the said Pay or Subsistence-money to such Officers or Private Men, which shall be within Four Days at the farthest after the Receipt of the same as aforesaid; and the said Innkeepers and others shall then and there acquaint such Officer or Officers with the Accounts or Debts (if any shall be) between them and the Officers and Private Men so quartered in their respective Houses; which Accounts the said Officer or Officers is or are hereby required to accept of, and immediately pay the same, before any Part of the said Pay or Subsistence be distributed either to the Officers or Private Men; and if any Officer or Officers as aforesaid shall not give Notice as aforesaid, and shall not immediately upon producing such Account stated, satisfy, content, and pay the same, upon Complaint on Oath made thereof by any Two Witnesses at the next Quarter Sessions for the County or City wherein such Quarters were (which Oath the Justices of the Peace at such Sessions are hereby authorized and required to administer), the Paymaster or Person for the Time being authorized to pay the said Royal Marine Forces is hereby required and authorized (upon Certificate of the said Justices before whom such Complaint on Oath was made, of the Sum due upon such Accounts, and the Persons to whom the same is owing,) to pay and satisfy the said Sums out of the Arrears due to the said Marine Officer or Officers, upon pain that such Paymaster or Person shall forfeit their respective Place or Places of Paymaster or otherwise, and be discharged from holding the same for the future; and in case there shall be no Arrears due to the said Officer or Officers, then the said Paymaster, or Person for the Time being authorized to pay the said

said Royal Marine Forces, is hereby authorized and required to deduct the Sums he shall pay, pursuant to the Certificate of the said Justices, out of the next Pay or Subsistence-money of the Company to which such Officer or Officers shall belong; and such Officer or Officers shall for such Offence, or for neglecting to give Notice of the Receipt of such Pay or Subsistence-money as aforesaid, be deemed and taken and are hereby declared to be *ipso facto* cashiered.

On moving from Quarters, the Officer to make up Accounts, and give Certificates for Money due.

XXXIX. And where it may happen that the Subsistence-money due to any Marine Officer or Private Man shall, by occasion of any Accident, not be paid to such Officer or Private Man, or such Officer or Private Man shall neglect to pay the same, so that Quarters cannot be or are not paid as this Act directs; in every such Case it is hereby further enacted, That every such Officer shall, before his or their Departure out of his or their Quarters where such Company shall remain for any Time whatsoever, make up the Accounts as this Act directs with every Person with whom such Company shall have quartered, and sign a Certificate thereof, and give the said Certificate so by him signed to the Party to whom such Money is due, with the Name of such Company to which he or they shall belong, to the end the said Certificate may be forthwith transmitted to the proper Paymaster of the Royal Marines, who is hereby required immediately to make Payment thereof to the Person or Persons to whom such Money shall be due, to the end the same may be applied to such Company, under pain as is before in this Act directed for Nonpayment of Quarters.

Paymaster to pay the Sum certified for.

Officers, &c. to be quartered in Scotland as the Laws in force at the Union direct.

XL. And be it enacted, That it shall and may be lawful to quarter Officers and Private Men of His Majesty's Royal Marine Forces in *Scotland* in such and the like Places and Houses as Officers and Private Men of the Land Forces might have been quartered in by the Laws in force in *Scotland* at the Time of the Union; and the Possessors of such Houses shall only be liable to furnish the said Marine Officers and Private Men quartered there as by the said Laws in force at the Time of the Union was provided with respect to the Officers and Private Men of the Land Forces; and that no such Marine Officer shall be obliged to pay for his Lodging where he shall be regularly billetted, except in the Suburbs of *Edinburgh*.

Officers, &c. to be quartered in Ireland as the Laws in force at the Union direct.

XLI. And be it further enacted, That it shall and may be lawful to quarter Officers and Marines in *Ireland* in such and the like Places and Houses as they might have been quartered in by the Laws in force in *Ireland* at the Time of its Union with *Great Britain*, and the Possessors of such Houses shall only be liable to furnish the said Officers and Marines quartered there as by the said Laws in force at the Time of the said Union was provided; and if any Person in *Ireland*, liable to have Officers and Marines quartered and billetted on him, shall refuse to receive or victual any such Officer or Marine so quartered and billetted upon him or her as aforesaid, or shall refuse to furnish any such Officer or Marine so quartered or billetted in such Manner as by the said Laws in force in *Ireland* at the Time of the said Union was provided, every such Person so

refusing shall be subject and liable to all such Penalties as any Person so refusing was liable to under or by virtue of any Laws in force in *Ireland* at the Time of the said Union.

No Officer, &c. to be quartered on any Foreign Consul.

XLII. Provided always, and be it further enacted, That it shall not be lawful to quarter or billet, in any Part of the United Kingdom, any Officer or Marine upon or in the House of any Foreign Consul duly accredited as such, any thing in this Act, or in any Act or Acts, or Law or Custom, to the contrary notwithstanding.

Licences to Persons authorized to hold Canteens.

XLIII. And be it further enacted, That it shall be lawful for any Two Justices of the Peace, or any Two Magistrates, within their respective Jurisdictions, to grant or transfer any Licence for selling Ale by Retail, or Cider or Perry, to be drank or consumed in any House or Houses or Premises, where more Houses or Premises than One shall be held together by the same Person or Persons as a Canteen, or any Licence to sell Spirituous Liquors or Strong Waters, or Wine or Liquor, by Retail, to any Person or Persons applying for the same, who shall hold any Canteen under any Lease thereof, or any Agreement or other Authority from the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, or from the Paymasters and Inspectors General of His Majesty's Royal Marine Forces, without regard to the Time of Year or any Notices or Certificate specified or required in relation to the applying for or granting any such Licences; any thing in any Act or Acts to the contrary notwithstanding; and it shall also be lawful for His Majesty's Commissioners of Excise in *England*, *Ireland*, and *Scotland* respectively, or any Person appointed or employed by the said Commissioners in *England* or *Ireland* respectively in that Behalf, or for any Collectors or Supervisors of Excise within their respective Districts, and they are hereby required, to grant Licences for selling Beer or Ale by Retail, or Cider or Perry, to be drank or consumed in the Houses or Premises occupied as a Canteen of the Person or Persons applying for such Licence, or any Licence to sell Spirituous Liquors or Strong Waters, or Wine or Liquors, by Retail, to any such Person or Persons who shall hold any such Canteen under any such Licence or Transfer of any such Licence of any Justice or Magistrate as aforesaid; and it shall also be lawful for any Person or Persons holding any such Canteen under any such Lease, Agreement, or Authority as aforesaid, and having such Licences as aforesaid, to keep such Canteen, and to utter and sell therein, and in the Premises thereto belonging, and not elsewhere, Victuals and all such exciseable Liquors as he and they shall be licensed and empowered to sell under the Authority and Permission of any such Excise Licence as aforesaid, without being subject to any Penalty or Forfeiture; any thing in any Act or Acts to the contrary notwithstanding.

For ascertaining the Place of Settlement of Marines having Wife or Childen.

XLIV. And be it further enacted, That it shall and may be lawful for any Justice of the Peace for the County, Town, or Place where any Non-commissioned Officer or Private Marine shall be quartered, in that Part of *Great Britain* called *England*, in case such Non-commissioned Officer or Private Marine have either Wife or Child or

Children, to cause such Non-commissioned Officer or Private Marine to be summoned before him in the Town or Place where such Non-commissioned Officer or Private Marine shall be quartered, in order to make Oath of the Place of his last legal Settlement (which Oath the said Justice is hereby empowered to administer); and such Non-commissioned Officer or Private Marine as aforesaid is hereby directed to obey such Summons, and to make Oath accordingly; and such Justice is hereby required to take the Examination of such Non-commissioned Officer or Private Marine in Writing, and to give an attested Copy of the Examination so taken before him to the Person so examined, to be by him delivered to his Commanding Officer, in order to be produced when required; which said Examination and such attested Copy shall be at any Time admitted in Evidence as to such last legal Settlement, before any of His Majesty's Justices of the Peace, or at any General or Quarter Sessions of the Peace, although such Non-commissioned Officer or Private Marine be dead or absent from the Kingdom: Provided always, that in case any Non-commissioned Officer or Private Marine shall be again summoned to make Oath as aforesaid, then, on such Examination or such attested Copy being produced by him or by any other Person on his Behalf, such Non-commissioned Officer or Private Marine shall not be obliged to take any other or further Oath with regard to his legal Settlement, but shall leave a Copy of such Examination, or a Copy of such attested Copy of Examination, if required.

Justices may order Constables to provide Carriages for Marine Forces on their Marches.

XLV. And be it further enacted, That for the better and more regular Provision of Carriages for His Majesty's Royal Marine Forces on their Marches, or for their Arms, Clothes, and Accoutrements, in *England*, *Wales*, and the Town of *Berwick-upon-Tweed*, all Justices of the Peace within the several Counties, Ridings, Divisions, Shires, Liberties, and Precincts, being duly required thereunto by the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, by an Order in Writing under his or their respective Hand or Hands, shall, as often as such Order shall be brought and shewn unto One or more such Justice or Justices by the Officer or Officers of the Company or Companies of Royal Marines so ordered to march, issue out his or their Warrant or Warrants to the High Constable or Petty Constable of the Division, Riding, City, Liberty, Hundred, or Precinct, from, through, near, or to which such Company or Companies shall be ordered to march, for each of which Warrants a Fee of One Shilling only shall be paid, requiring them to make such Provision for Carriages, with able Men to drive the same, as shall be mentioned in the said Warrant, allowing them sufficient Time to do the same, that the neighbouring Parts may not always bear the Burthen; and in case sufficient Carriages cannot be provided within any such Riding, City, Liberty, Hundred, Division, or Precinct, then the next Justice or Justices of the Peace for the County, Riding, or Division shall, upon such Order as aforesaid being brought or shewn to One or more of them by any of the Marine Officers aforesaid, issue his or their Warrant or Warrants to the High Constables or Petty Constables of such next County, Riding, Liberty, Division, or Precinct, for the Purposes aforesaid, to make up such Deficiency; and

and the aforesaid Officer or Officers who, by virtue of the aforesaid Warrant or Warrants from such Justice or Justices of the Peace, is or are to demand the Carriage or Carriages therein mentioned of the High Constable or Petty Constable to whom the Warrant is directed, is and are hereby required at the same Time to pay down in Hand to the said Constable or Petty Constable, for the Use of the Person who shall provide such Carriages and Men, the respective Sums herein-after mentioned, for which respective Sums so received the said Constable or Petty Constable is hereby required to give a Receipt in Writing to the Person or Persons paying the same; and such Constable or Petty Constable shall order and appoint such Person or Persons having Carriages within their respective Liberties, as they shall think proper, to provide and furnish such Carriages and Horses and Oxen and Men according to the Warrant aforesaid, who are hereby required to provide and furnish the same accordingly; and no Person owning or driving, or causing to be driven, any such Waggon, Wain, Cart, or other Carriage, shall be subject to any Penalty or Forfeiture, nor shall any such Waggon, Wain, Cart, or other Carriage be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horses or Oxen; but it shall be lawful for any Owner of any such Waggon, Wain, Cart, or other Carriage, to put any additional Number of Horses or Oxen to those prescribed or paid for under this Act; any thing in any Act or Acts relating to Highways or Turnpike Roads, or any particular Highway or Road, to the contrary notwithstanding; and if any Marine Officer or Officers, for the Use of whose Company or Companies the Carriage was provided, shall force and constrain any Waggon, Wain, Cart, or Carriage to travel more than One Day's Journey, or shall not discharge the same in due Time for their Return Home, or shall suffer any Marine or Servant (except such as are sick), or any Woman, to ride in the Waggon, Wain, Cart, or Carriage as aforesaid, or shall force any Constable or Petty Constable, by threatening or menacing Words, to provide Saddle Horses for themselves or Servants, or shall force Horses from the Owners, by themselves, Servants, or Private Men, every such Officer for every such Offence shall forfeit the Sum of Five Pounds; Proof thereof being made upon Oath before Two of His Majesty's Justices of the Peace for the County or Riding where the Offence shall be committed, who are to certify the same to the proper Paymaster of His Majesty's Royal Marine Forces, who is hereby required to pay the aforesaid Sum of Five Pounds, according to any Order and Appointment under the Hands and Seals of the Justices of the Peace, and is also hereby empowered to deduct the same out of such Officer's Pay.

Waggons, &c. not to be stopped on account of Weight or Number of Horses.

Penalty on Officer forcing Waggons to travel more than One Day's Journey, &c.

Rates of Carriage.

XLVI. And be it further enacted, That the Sums to be paid into the Hands of such Constable or Petty Constable in *England*, *Wales*, and *Berwick-upon-Tweed*, shall be according to the following Rates; that is to say, the Sum of One Shilling for every Mile any Waggon with Four or more Horses, or in any Wain with Six Oxen, or Four Oxen with Two Horses, shall travel; and the Sum of Nine-pence for every Mile any Cart with Four Horses, or carrying not less than Fifteen Hundred Weight, shall travel; and the Sum of Sixpence for every

Mile any Waggon with narrow Wheels, or any Cart or other Carriage with less than Four Horses, and not carrying Fifteen Hundred Weight, shall travel; or any further Sum not exceeding Four-pence for every Mile any Waggon with Four or more Horses, or any Wain with Six Oxen, or with Four Oxen and Two Horses, shall travel; and not exceeding Three-pence for every Mile any Cart with Four Horses, or carrying not less than Fifteen Hundred Weight, shall travel; and not exceeding Two-pence for every Mile any Cart or other Carriage with less than Four Horses, and not carrying Fifteen Hundred Weight, shall travel; such further Sum of Four-pence, Three-pence, or Two-pence respectively, or such Proportion of those Rates as may be deemed fair and reasonable, to be fixed and ordered by the Justices of the Peace for any County or District, assembled at any General Sessions of the Peace for such County or District, the said Justices having regard to the Price of Hay and Oats, and specifying in their Order the Average Price thereof, at the nearest Market Town at the Time of fixing such additional Rates: Provided always, that in Cases where the Day's March shall exceed Fifteen Miles, such further Compensation shall be made and paid in like Manner to the Owners of the said Carriages, for the Excess beyond the said Fifteen Miles, as shall be deemed reasonable by the Magistrates who granted the Warrant for impressing them, not exceeding the usual Rate and Hire of such Carriages; and every Order of the Justices assembled at any General Sessions of the Peace, fixing a further Sum to be paid for the Hire of Carriages as aforesaid, in addition to the customary Rates of One Shilling and Nine-pence and Sixpence *per* Mile respectively, shall specify the Period for which the same shall be in force, and which shall not in any Case exceed Ten Days beyond the General Sessions of the Peace for such County or District next ensuing the Date of such Order; and a Copy of every such Order, signed by the Chairman or presiding Magistrate and One other Justice of the Peace or Magistrate at the Quarter Sessions at which the same shall be made, shall within Three Days after the making thereof be transmitted to the Secretary of the Admiralty; and no such Order shall be valid or effectual unless a Copy thereof be so signed and transmitted as aforesaid: Provided also, that in every Case of any further Sum being allowed as aforesaid for the Hire of any Carriage, the Justice of the Peace granting or signing such Warrant shall insert in his own Hand the Amount of such further Sum for each Description of Carriage, as so authorized by the Justices at the Quarter Sessions as aforesaid, and the Date of the Order of the said Justice; and such Warrant shall be given to the Officer or Non-commissioned Officer commanding the Regiment, Corps, Company, Detachment, or Party requiring such Carriages, as his Voucher for the Payment of such further Sum; and no further Sum shall be demanded but such as shall be so inserted by the Justice in the Warrant.

For providing Carriages at Places distant from the Residence of any Justice of the Peace.

XLVII. And whereas great Inconvenience often arises from there being no Justice of the Peace or Magistrate residing near to Places specified in Routes at which Royal Marines are to halt and be billetted and quartered on the March, to issue Warrants for providing of Carriages; for Remedy whereof be it enacted, That it shall be lawful for any Constable, Tithingman, or Headborough duly

authorized for that Purpose by Warrant under the Hand and Seal of any Justice or Justices of the Peace residing nearest to such Place or Places, to make and give Orders for the providing of Carriages for the Baggage of Royal Marines on March, and to appoint Persons having Carriages within their respective Liberties or Jurisdictions to provide and furnish such Carriages, without having any special or particular Warrant for that Purpose; and all such Orders and Appointments shall be and be deemed to be as valid and effectual in all Respects and to all Intents and Purposes as if the same had been made and given by the Justice or Justices of the Peace having such Authority: Provided always, that every such Justice of the Peace shall, at the Time of giving such Warrant and Authority, and thereafter Once in each Year, or oftener if necessary, cause a List or Lists to be made out of all Persons liable to furnish such Carriages under such Warrant, and of the Number and Description of Carriages belonging respectively to the Persons so liable to be required to furnish Carriages for Baggage or for Troops on the March; and such Lists shall, at all seasonable Hours, be open to the Inspection of all Persons whose Names shall be inserted therein; and all Orders and Appointments for such Carriages shall be made and taken from such Lists in regular Rotation as far as the same can be done, so that the providing such Carriages shall be equally distributed among the several Persons liable to furnish the same under the Provisions of this Act.

Lists to be made out of Persons liable to furnish Carriages, and all Orders to be made therefrom in Rotation.

Penalty on Constables, &c. for Neglect.

XLVIII. And be it enacted, That if any High Constable or Petty Constable shall wilfully neglect or refuse to execute any such Warrant of the said Justice or Justices of the Peace as shall be directed unto such Constable or Petty Constable, for providing Carriages as aforesaid; or shall demand or receive, for the Use of the Owners furnishing such Waggons, Wains, Carts, or Carriages, more than the accustomed Rates *per* Mile, of One Shilling, Nine-pence, or Sixpence, according to the Size of the respective Carriages as aforesaid, unless any further Sums, not exceeding the Amount hereinbefore specified, shall have been previously fixed and ordered by the Justices at any General Sessions of the Peace assembled as aforesaid; or if any Person or Persons, appointed by such Constable or Petty Constable to provide and furnish any Carriage and Man, shall refuse or neglect to provide the same; or any other Person or Persons whomsoever shall wilfully do any Act or Thing whereby the Execution of any such Warrant or Warrants shall be hindered or frustrated; every such Constable, or other Person or Persons so offending, shall for every such Offence forfeit any Sum not exceeding Five Pounds nor less than Forty Shillings, to the Use of the Poor of such Parish or Parishes adjoining to the Parish where any such Offence shall be committed, as shall be fixed upon by the Justice or Justices by whom such Offence shall be enquired of, heard, and determined; and all and every such Offence and Offences shall be enquired of, heard, and fully determined by Two of His Majesty's Justices of the Peace dwelling in or near the Place where such Offence shall be committed, who are hereby empowered to cause the said Penalty to be levied by Distress and Sale of the Offender's Goods and Chattels, rendering the Overplus (if any) to the Owner.

XLIX. And

Officers and Marines, &c. and Carriages employed in His Majesty's Service, exempted from Payment of Toll.

XLIX. And whereas, in consequence of certain Exemptions from Tolls expressly allowed by several Acts for His Majesty's Forces on their March or on Duty, and for the Horses and Carriages attending them, Doubts have arisen whether in all Cases not so exempted the Officers and Marines, and the Carriages and Horses, Boats, Barges, and other Vessels belonging to His Majesty, or employed in His Service, and returning therefrom, may not be charged with the Payment of Tolls; therefore, for obviating such Doubts, it is hereby enacted and declared, That all His Majesty's Officers and Marines, being in proper Uniform, and their Horses, on Duty or on their March, and all Carriages and Horses belonging to His Majesty, or employed in His Service, and returning therefrom, and also all Boats, Barges, and other Vessels belonging to His Majesty, or employed in His Service, when conveying the Officers, Marines, Servants, Women, Children, or other Persons of or belonging to His Majesty's Royal Marine Forces, or the Arms, Clothes, Accoutrements, Tents, Baggage, and other Equipage of or belonging to His Majesty's Royal Marine Forces, on their March, or returning therefrom, were and are and shall be exempted from Payment of any Duties and Tolls otherwise demandable, by virtue of any Act already made or hereafter to be made, for Persons, Horses, Carriages, or Vessels passing Turnpike Roads, Bridges, Rivers, Canals, or Locks, unless by such Act it has been or shall be expressly provided that the said Officers, Royal Marines, Carriages, Horses, and Vessels are and shall be liable equally with others to the Duties and Tolls therein authorized to be demanded and taken.

Treasurer of the County to repay the Constables extraordinary Charge.

L. And whereas the respective Sums of Money by this Act appointed to be paid to the Constables, by the Officers demanding such Carriages, may not in many Cases be sufficient to answer the Charge and Expence of providing the same, whereby the said Constables may be frequently at great Charges, over and above what is received by them of the said Officers, to the great Burthen of the Townships in which they are respectively Constables, or else the Persons furnishing such Carriages may be grievously oppressed; to prevent which, and that such Overplus Charge may be borne by each County or Riding at the general Charge of such County or Riding, be it further enacted, That the Treasurer or Treasurers of each respective County or Riding shall, without Fee or Reward, pay unto such Constable all and every such reasonable Sum or Sums of Money so by him paid or laid out for such Carriages, over and above what was or ought to have been paid by the Marine Officer requiring such Carriages, out of the Public Stock of such County or Riding, according to such Rates, Orders, Rules, and Directions as the said Justices of the Peace in their Quarter Sessions assembled, within their respective Jurisdictions, shall from Time to Time during the Continuance of this Act make, direct, and appoint, (which Orders shall be made without Fee or Reward); regard being always had to the Season of the Year, and the Length and Condition of the Roads through which such Carriages are to travel.

The Money for that Purpose how to be raised.

LI. And in case the said Public Stock of the County or Riding be not sufficient (over and above the other Purposes for which it was raised)

raised) to satisfy the extraordinary Charge of Carriages before mentioned, it is hereby further enacted, That the said Justices of the Peace in the Quarter Sessions assembled shall have Power from Time to Time to raise Money upon the respective Counties or Ridings, in such Manner as they now raise Monies for building or repairing County Gaols and Bridges, to satisfy the said extraordinary Charges of Carriages.

No Waggon, &c. liable to carry above 20 Cwt.

LII. Provided always, and be it further enacted, That no Waggon, Wain, Cart, or Carriage impressed by Authority of this Act shall be liable or obliged by virtue of this Act to carry above Twenty Hundred Weight; any thing in this Act contained to the contrary notwithstanding.

Carriages in Scotland how to be provided.

LIII. And be it further enacted, That the Carriages for the Service of Royal Marine Forces quartered or marched in *Scotland* shall be provided in like Manner, and at the Rates, and the Furnisher of such Carriages shall be paid, as was directed by the Laws in force in *Scotland* at the Time of the Union, with regard to furnishing Carriages for Land Forces: Provided always, that a Cart with One or more Horses, for which the Furnisher shall demand or receive Nine-pence *per* Mile, shall be required to carry Fifteen Hundred Weight at the least.

Carts to carry 15 Cwt. at 9*d.* per Mile.

Carriages in Ireland how to be provided.

LIV. And be it further enacted, That the Carriages for the Service of the Royal Marine Forces from Time to Time quartered or marching in *Ireland* shall be provided in like Manner, at the Rates, and the Furnisher of such Carriages shall be paid, as was directed by the Laws in force in *Ireland* at the Time of its Union with *Great Britain*.

Marines Wives, &c. not to be quartered without Consent.

LV. And be it further enacted, That if any Officer, Military or Civil, by this Act authorized to quarter Soldiers in any Houses hereby appointed for that Purpose, shall, at any Time during the Continuance of this Act, quarter any of the Wives, Children, Men or Maid Servants, of any Officer or Marine in any such Houses, against the Consent of the Owners, the Party offending, if an Officer of the Royal Marines, shall, upon Complaint and Proof thereof made to the Lord High Admiral, or to the Commissioners for executing the Office of Lord High Admiral, or Judge Advocate, be *ipso facto* cashiered; and if a Constable, Tithingman, or other Civil Officer, he shall forfeit to the Party aggrieved Twenty Shillings, upon Complaint and Proof thereof made to the next Justice of the Peace, to be levied by Warrant of such Justice by Distress and Sale of his Goods, rendering the Overplus to the Party, after deducting the reasonable Charges of taking the same.

Penalty.

Penalty on Officers destroying Game, &c.

LVI. And for the better Preservation of the Game and Fish in or near such Place where any Officers shall at any Time be quartered, be it enacted, That if, from and after the Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine, any Officer shall, without Leave first had and obtained from the Person or Persons entitled to grant such Leave, take, kill, or destroy any Hare, Pheasant, Partridge, or any other Sort of Game, or any Fish, within the Kingdom of *Great Britain* and *Ireland*, and upon Complaint thereof, upon Oath of One or more credible Witness or Witnesses, shall be convicted

convicted before any Justice or Justices of the Peace, who is and are hereby empowered and authorized to hear and determine the same, every Officer so offending shall for every such Offence forfeit the Sum of Five Pounds, to be distributed among the Poor of the Place where such Offence shall be committed.

Constables, &c. may apprehend Deserters, and carry them before a Justice.

LVII. And whereas several Marines, who being duly entered, may afterwards desert, and be found wandering, or otherwise absenting themselves illegally from His Majesty's Service; it is hereby further enacted, That it shall and may be lawful to and for the Constable, Headborough, or Tithingman of the Town, Parish, Township, or Place where any Person who may reasonably be suspected to be such a Deserter shall be found, or of any adjoining Town, Parish, Township, or Place, if no such Constable, Headborough, or Tithingman can be immediately met with, then for any Marine Officer or Marine, to apprehend or cause such suspected Person to be apprehended, and to bring or cause him to be brought before any Justice of the Peace living in or near such Town or Place, and acting for the same or any adjoining County, who is hereby empowered and required to examine such suspected Person; and if, by his Confession, or the Testimony of One or more Witness or Witnesses upon Oath, or by Knowledge of such Justice of the Peace, it shall appear or be found that such suspected Person is a Marine duly entered, and ought to be with the Company to which he belongs, whether such Company shall be employed on board any of His Majesty's Ships or Vessels, or quartered on Shore, or employed on board any Transport Ship, or Merchant Ship or Vessel, or any Ship or Vessel of His Majesty not being in Commission, or any Convict Hulk or Ship, such Justice of the Peace shall, without Fee or Reward to himself or his Clerk, forthwith cause him to be conveyed to the Gaol or the House of Correction or other public Prison in such Town or Place where such Deserter shall be so brought before such Justice of the Peace, or if there be no Gaol, House of Correction, or other public Prison in such Town or Place, then, at the Discretion of such Justice of the Peace, to the nearest or most convenient Gaol, House of Correction, or other public Prison in the same or any next adjoining County, and transmit an Account thereof to the Secretary of the Admiralty for the Time being, with a Description of the Person of such Deserter, and the Name of the Division to which he may belong, to the end that he may be proceeded against according to Law; and the Keeper of every Gaol, House of Correction, or Prison, shall receive such Subsistence-money, for the Maintenance of such Deserter during the Time he shall continue in his Custody, as shall from Time to Time be directed in that Behalf by the said Lord High Admiral or Two or more of the Commissioners for executing the said Office of Lord High Admiral for the Time being, but shall not be entitled to any Fee or Reward on account of the Imprisonment of any such Deserter; any Law, Usage, or Custom to the contrary notwithstanding: Provided always, that it shall be lawful for the said Lord High Admiral or the said Commissioners for the Time being, if they should think fit, to order the Issue and Payment of any Arrears of Pay, or of the Surplus of such Pay, or any Portion thereof, to or on account of such Non-commissioned Officer or Private Marine, during or after the

Justices to *detain such Deserters, and transmit an Account thereof to the* Secretary of the Admiralty.

Gaol Keeper to receive the Subsistence-money of Deserters.

Expiration of his Period of Imprisonment in any Gaol or House of Correction or other public Prison.

Reward for taking up Deserters.

LVIII. And for the better Encouragement of any Person or Persons to secure or apprehend such Deserter, be it further enacted, That in the Case of every Deserter apprehended in *Great Britain* or *Ireland*, the Secretary of the Admiralty, upon receiving from the Justice of the Peace or other Civil Magistrate by whom the Deserter shall have been committed, a Report stating the Name or Names of the Person or Persons by whom the Deserter was apprehended and secured, which Report such Magistrate is hereby required to give, shall transmit to such Magistrate an Order upon the Paymaster of the Royal Marines for the Payment of the Sum of Twenty Shillings to the Person or Persons so reported by the Magistrate, the Amount of which Reward shall be paid by the said Paymaster and charged against the Pay and Subsistence of every such Deserter, and shall be stopped and retained out of his Pay and Subsistence accordingly: Provided always, that this Reward shall only be given in Cases in which the said Lord High Admiral, or Two or more of the Commissioners for executing the said Office of Lord High Admiral, for the Time being, shall be satisfied that such Person or Persons is or are justly entitled to the same, according to the true Intent and Meaning of this Act.

Persons confessing themselves to be Deserters, to be deemed duly enlisted.

LIX. And be it further enacted, That if any Person who shall voluntarily surrender or deliver himself up as a Deserter from His Majesty's Royal Marine Forces, or who, upon being apprehended for Desertion or any other Offence, shall, in the Presence of the Magistrate, confess himself to be a Deserter from such Forces, shall be deemed to have been duly enlisted, and to be a Marine, and shall be liable to serve, whether such Person shall have been ever actually enlisted as a Marine or not; and if the Person so confessing himself to be a Deserter shall be serving at the Time in the Royal Marine Forces, he shall be deemed to be and shall be dealt with as a Deserter.

Penalty on Persons concealing Deserters, &c.

LX. Provided always, and be it enacted, That if any Person shall harbour, conceal, or assist any Deserter from His Majesty's Royal Marine Service in deserting or in concealing himself from such Service, knowing him to be such Deserter, the Person so offending shall forfeit for every such Offence the Sum of Twenty Pounds; and upon Conviction by the Oath of One or more credible Witness or Witnesses, before One or more of His Majesty's Justices of the Peace, the said Penalty of Twenty Pounds shall be levied, by Warrant under the Hand of such Justice of the Peace, by Distress and Sale of the Goods and Chattels of the Offender; one Moiety of the said Penalty to be paid to the Informer, and the other Moiety to be paid to the Paymaster of the Royal Marine Forces, and shall be credited by such Paymaster in his public Accounts; and a Report of the Penalty being adjudged shall be made to the Secretary of the Admiralty by the Justices of the Peace by whom the same shall have been imposed; and in case any such Offender who shall be convicted as aforesaid of harbouring, concealing, or assisting any such Deserter, shall not have sufficient Goods and Chattels whereon Distress may be made to the

Value of the Penalty awarded against him or her for such Offence, or shall not pay such Penalty within Four Days after such Conviction, then and in such Case such Justice of the Peace shall and may, by Warrant under his Hand and Seal, commit such Offender to the Common Gaol, there to remain without Bail or Mainprize for the Space of Six Months.

Reward for apprehending Marines attempting to desert.

LXI. And whereas it has been judged expedient, for the Prevention of Desertion, to establish Outlying Parties in the Vicinity of the respective Divisions, for the Purpose of intercepting such Men as may straggle or attempt to desert from Head Quarters, and it is fit that Encouragement should be given to Persons composing such Parties to be diligent and active in their Duty in this Behalf; be it therefore enacted, That for and in respect of every Non-commissioned Officer or Private Marine so straggling or attempting to desert, who may be apprehended at a greater Distance from Head Quarters than is allowed by the Articles of War, the Party or Parties by whom he shall be apprehended shall be entitled to a Reward of Ten Shillings, to be paid upon the delivering up of such Marine; which Sum of Ten Shillings shall be charged against and stopped and retained out of the Pay and Subsistence of every such Non-commissioned Officer and Private Marine, in like Manner as the Reward or Sum of Twenty Shillings is herein-before directed to be charged against, stopped and retained out of the Pay and Subsistence of every Deserter; any thing herein contained to the contrary in anywise notwithstanding.

Relief for Recruits discharged before Expiration of 24 Hours after Enlistment.

LXII. And whereas many Justices and Chief Magistrates have erroneously discharged Recruits before the Expiration of Twenty-four Hours after the Time of their Enlistment: And whereas such Recruits are in consequence liable to be treated as Deserters through such Error of the Justice or Chief Magistrate, and without any evil Intention on their own Part; be it therefore enacted, That no such Recruit, who shall have been so erroneously discharged by a Justice or Chief Magistrate previous to the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine, shall be liable on that Account to be proceeded against as having absconded or deserted from His Majesty's Service.

Penalty on Persons receiving the Arms, Clothes, &c. of Deserters, &c.

LXIII. And be it further enacted, That if any Person shall knowingly detain, buy, or exchange, or otherwise receive any Arms, Ammunition, Clothes, Caps, or other Furniture belonging to the King, from any Marine, or Marine Deserter, or any other Person, upon any Account or Pretence whatsoever, or any such Articles belonging to any Marine, or Marine Deserter, as are generally deemed Regimental Necessaries according to the Custom of the Royal Marine Corps (being provided for the Marine, and paid for by the Deductions out of his Pay), or cause the Colour of such Clothes to be changed, every such Person so offending shall forfeit for every such Offence the Sum of Ten Pounds; and upon Conviction by the Oath of One or more credible Witness or Witnesses before any One or more of His Majesty's Justices of the Peace, the said Penalty shall be levied, by Warrant under the Hand of the said Justice or Justices of the Peace, by Distress and Sale of the Goods and Chattels of the Offender; one Moiety

Moiety thereof to be paid to the Informer, if not a Soldier or Marine, and the other Moiety to be paid to the Paymaster of the Royal Marine Forces, who shall report the same to the Secretary of the Admiralty, and credit the same in his public Accounts; and in every Case in which the Informer shall be a Soldier or a Marine, the Moiety of the said Penalties shall be paid to the Secretary of the Admiralty, and shall be applied as a Fund for the Payment of the Costs, Charges, and Expences of proceeding for the Recovery of such Penalties, in Cases in which no sufficient Goods and Chattels shall be found whereby such Penalties and Costs can be levied by Distress and Sale as aforesaid; and a Report of such Penalty being adjudged shall be made to the Secretary of the Admiralty by the Justices of the Peace by whom the same shall have been imposed; and in case any such Offender, who shall be so convicted, shall not have sufficient Goods and Chattels whereon Distress may be made to the Value of the Penalty recovered against him or her for such Offence, or shall not pay such Penalty within Four Days after such Conviction, then and in such Case such Justice or Justices of the Peace shall and may, by Warrant under his or their Hand and Seal or Hands and Seals, either commit such Offender to the Common Gaol, there to remain without Bail or Mainprize for the Space of Three Calendar Months, or cause such Offender to be publicly or privately whipped, at the Discretion of such Justice or Justices.

False Oaths.

LXIV. And be it further enacted, That if any Person or Persons taking a false Oath in any Case wherein an Oath is required to be taken or authorized to be administered by this Act, shall be deemed guilty of wilful and corrupt Perjury, and being thereof duly convicted, shall be liable to such Pains and Penalties as by any Laws now in force any Persons convicted of wilful and corrupt Perjury are subject and liable to.

Furlough may be extended in case of Sickness, &c.

LXV. And whereas Marines absent on Furlough granted them by their Commanding Officers are sometimes prevented by Sickness or other unavoidable Casualty from returning to their Duty before the Expiration of the Time limited by such Furlough; and Doubts have arisen whether in such Cases the Extension of a Marine's Furlough by a Justice of the Peace be sanctioned by legal Authority, and effectual for preventing such Marine from being apprehended upon Suspicion of his having deserted; be it further enacted, That any Inspecting Field Officer stationed on the Recruiting Service, or any Officer of the Rank of Captain, or of superior Rank, or any Adjutant of Local Militia within the District, or in case there be no such Officer as aforesaid within a convenient Distance, then any Justice of the Peace may and he is hereby authorized to grant in Writing under his Hand an Extension of Furlough to any Non-commissioned Officer or Private Marine applying for the same, on account of Sickness or other Casualty which shall on due Enquiry appear to render such Extension necessary; and every such Officer or Justice of the Peace, who shall grant to any Non-commissioned Officer or Private Marine an Extension of Furlough as aforesaid, shall immediately certify the same, with the Cause of its being so granted, to the Secretary of the Admiralty, and the Commandant of the Division

to which the said Marine may belong; and such Non-commissioned Officer or Private Marine, during the Period to which his Furlough shall have been so extended as aforesaid, shall not be liable to be apprehended or otherwise molested on the Ground of his having deserted or of criminally absenting himself from his Division: Provided always, that nothing in this Act contained shall be construed to exempt any Non-commissioned Officer or Private Marine, whose Furlough shall have been so extended as aforesaid, from being proceeded against and punished according to the Provisions of this Act, should it thereafter appear that such Non-commissioned Officer or Private Marine had obtained the Extension of his Furlough by false Representation made to such Officer or Justice of the Peace as aforesaid, or, in applying for and obtaining the same, had committed any Offence to the Prejudice of good Order and Military Discipline: Provided also, that no such Furlough shall be extended by any such Officer or Justice of the Peace for any longer Period than One Month, unless with the Approbation of the General Officer commanding the District where such Marine shall be.

Order to be made for Pay due for the Period of the extended Furlough.

LXVI. Provided always, and be it further enacted, That in all Cases in which any Extension of Furlough shall be granted as aforesaid in *England*, and upon the Request of any such Non-commissioned Officer or Private Marine to whom the same shall be granted, it shall be lawful for the Justice of the Peace granting the same, or where the same shall be granted by any such Officer as aforesaid, for any Justice of the Peace, upon the Production of a Certificate in Writing from such Officer, which he is hereby required to give, to make an Order in Writing, in the Form in the Schedule to this Act annexed, marked (D.), under his Hand, upon the Churchwardens and Overseers of the Poor of the Parish, Township, or Place wherein such Non-commissioned Officer or Private Marine shall reside, requiring them to pay to such Non-commissioned Officer or Private Marine any Sum of Money directed in such Order, not exceeding Two Thirds of his Daily Pay; such Justice of the Peace taking particular Care to state upon the Furlough, in Words, to the Amount so directed by him to be paid, and the Periods from and to which the same has been ordered to be issued, both inclusive, corroborating the Statement of his Signature, and further specifying upon the Order to the Parish Officer of the Date of the Furlough originally granted, and the Name of the Commanding Officer by whom signed; and the same so authorized shall be paid accordingly upon Production and Delivery to him of such Order, by any such Parish Officer, out of any Money in his Hands applicable for the Relief of the Poor; and the same so advanced by such Parish Officer shall, upon the Production and Delivery of such Order to the Collector of Excise of the District within which such Parish, Township, or Place shall be situated, or any Person officiating for such Collector, be repaid to such Parish Officer, to be applied to the Relief of the Poor, by such Collector of Excise or other Person, out of any Public Monies in his Hands, and the same shall be allowed in his Accounts; and such Orders of Justices shall be taken as Cash in the Payment of Duties of Excise received by him; and all Sums of Money so advanced out of any Duties of Excise shall be repaid to the Account of the said Duties by the Paymaster of the Royal

Marines to any Person or Persons authorized by the Commissioners of Excise in *England*, or any Three or more of them, to draw for and receive the same: Provided always, that if any Justice of the Peace shall not think fit to make such Order for paying any such Money as aforesaid, he shall state his Reasons for such Refusal in Writing at the Back of the Furlough.

His Majesty may make further Orders respecting such Payments.

LXVII. Provided also, and be it further enacted, That it shall be lawful for His Majesty to make any further or other Regulations for the advancing of any such Sums of Money in all such Cases of Extension of Furlough, and for the Reimbursement thereof, as may be from Time to Time necessary for the carrying the same into effect, and insuring the immediate Advance of such Money, where necessary, in *Great Britain* or *Ireland*, and the due and regular Reimbursements thereof.

Penalty for persuading Marines to desert.

LXVIII. And be it further enacted, That if any Person or Persons shall in any Part of His Majesty's Dominions directly or indirectly persuade, aid, assist, or procure any Marine in the Service of His Majesty, His Heirs or Successors, to desert or leave such Service, and being thereof lawfully convicted, shall suffer such Punishment by Fine or Imprisonment, or both, as the Court before which the Conviction may take place shall judge.

Offences against former Acts may be enquired of and punished as under this Act;

LXIX. And, in order to prevent all Doubts which may arise in relation to punishing Offences committed against former Acts made for the Regulation of the Royal Marine Forces while on Shore, be it enacted, That all Crimes and Offences which have been committed against any of the former Acts in that Behalf, shall and may, during the Continuance of this present Act, be enquired of, heard, tried, and determined, adjudged, and punished, before and by the like Courts, Persons, Powers, Authorities, Ways, Means, and Methods, as the like Crimes and Offences committed against this present Act may be enquired of, heard, tried, and determined, adjudged, and punished.

if committed within Three Years, except for Desertion.

LXX. Provided always, That no Person shall be liable to be tried or punished for any Offence committed against any of the said former Acts, which shall appear to have been committed more than Three Years before the issuing of the Commission or Warrant for such Trial; except only for the Offence of Desertion.

No Volunteer liable to Process unless for some criminal Matter, or for a Debt of 20*l*.

LXXI. And to prevent, as far as may be, any unjust or fraudulent Arrests that may be made upon Marines, whereby His Majesty and the Public may be deprived of their Service, it is hereby further enacted, That no Person whatsoever who is entered or shall enter himself as a Volunteer in His Majesty's Service as a Marine, during the Continuance of this Act, shall be liable to be taken out of His Majesty's Service by any Process or Execution whatsoever, other than for some criminal Matter, unless for a real Debt, or other just Cause of Action, and unless before the taking out of such Process or Execution (not being for a criminal Matter), the Plaintiff or Plaintiffs therein, or some other Person or Persons on his or their Behalf, shall make Affidavit before One or more Judge or Judges of the Court of

Record or other Court out of which such Process or Execution shall issue, or before some Person authorized to take Affidavits in such Courts, that to his or their Knowledge the original Sum justly due and owing to the Plaintiff or Plaintiffs from the Defendant or Defendants, in the Action or Cause of Action on which such Process shall issue, or the original Debt for which such Execution shall be issued out, amounts to the Value of Twenty Pounds at least, over and above all Costs of Suit in the same Action, or in any other Action on which the same shall be grounded; a Memorandum of which Oath shall be marked on the Back of such Process or Writ, which Memorandum or Oath no Fee shall be taken; and if any Person shall nevertheless be arrested contrary to the Intent of this Act, it shall and may be lawful for One or more Judge or Judges of such Courts, upon Complaint thereof made by the Party himself, or by any his superior Officer, to examine into the same by the Oath of the Parties or otherwise, and by Warrant under his or their Hands and Seals to discharge such Marine so arrested contrary to the Intent of this Act, without paying any Fee or Fees, upon due Proof made before him or them that such Marine so arrested was legally listed as a Marine in His Majesty's Service, and arrested contrary to the Intent of this Act; and also to award to the Party so complaining such Costs as such Judge or Judges shall think reasonable; for the Recovery whereof he shall have the like Remedy that the Person who takes out the said Execution might have had for his Costs, or the Plaintiff in the like Action might have had for the Recovery of his Costs, in case Judgment had been given for him with Costs against the Defendants in the said Action.

Plaintiff giving Notice may file a common Appearance, and proceed to Judgment and Execution.

LXXII. And to the end that honest Creditors, who aim only at the Recovery of their just Debts due to them from Persons entered as Marines in His Majesty's Service, may not be hindered from suing for the same, but on the contrary may be assisted and forwarded in their Suits; and instead of an Arrest, which may at once hurt the Service, and occasion a great Expence and Delay to themselves, may be enabled to proceed in a more speedy and cheap Method; be it further enacted, That it shall and may be lawful to and for any Plaintiff or Plaintiffs, upon Notice first given in Writing of the Cause of Action to such Person or Persons so entered, or left at his or their Place of Residence before such Entry, to file a Common Appearance in any Action to be brought for or upon account of any Debt whatsoever, so as to entitle such Plaintiff to proceed therein to Judgment and Outlawry, and to have an Execution thereupon, other than and against the Body or Bodies of him or them so entered as aforesaid; this Act, or any thing herein, or any former Law or Statute, to the contrary notwithstanding.

Marine while confined for Debt not to receive Pay.

LXXIII. And be it further enacted, That no Marine, being arrested or confined for Debt in any Prison, Gaol, or other Place, shall be entitled to any Part of his Pay from the Day of such Arrest or Confinement until the Day of his Return to the Regiment or Company to which he shall belong.

Notice to be given to the Secretary of the Admiralty

LXXIV. And be it further enacted, That every Gaoler to whom any Notice shall have been given that any Person in his Custody for any

of the Expiration of the Imprisonment.

any Offence is a Marine, and liable to serve His Majesty on the Expiration of his Imprisonment, shall give One Month's Notice, or if there shall not be sufficient Time to give One Month's Notice, then a reasonable Notice, to the Secretary of the Admiralty before the Day on which the Imprisonment of such Person will expire, according to his Commitment or Sentence, of the Period of Expiration of such Imprisonment.

For Relief of Persons hastily enlisting themselves.

LXXV. Provided always, and it is hereby enacted, That when and as often as any Person or Persons shall be enlisted as a Marine or Marines in His Majesty's Service, he and they shall, within Four Days, but not sooner than Twenty-four Hours, after such Enlisting respectively, be carried or go with some Officer, Non-commissioned Officer, or Private Marine belonging to the Recruiting Party by which he shall be enlisted, or with the Person employed on the Recruiting Service with whom he shall have enlisted, before some Justice of the Peace for any County, Riding, City, or Place, or Chief Magistrate of any City or Town Corporate, residing in or being next to or in the Vicinity of the Place where such Person or Persons shall have been enlisted, and not being an Officer of Royal Marines, and before such Justice or Chief Magistrate he or they shall be at liberty to declare his or their Dissent to such Enlisting; and upon such Declaration, and returning the Enlisting Money, and also each Person so dissenting paying the Sum of Twenty Shillings for the Charges expended or laid out upon him, together with such full Rate allowed by Law for the Subsistence or Diet and Small Beer furnished to such Recruit subsequent to the Period of his having been enlisted, such Person or Persons so enlisted shall be forthwith discharged and set at liberty in the Presence of such Justice or Chief Magistrate; but if such Person or Persons shall refuse or neglect, within the Space of Twenty-four Hours after so declaring his or their Dissent, to return and pay such Money as aforesaid, he or they shall be deemed and taken to be enlisted, as if he or they had given his or their Assent thereto before the said Justice or Chief Magistrate; and if such Person or Persons shall declare his or their having voluntarily enlisted himself or themselves, then such Justice or Chief Magistrate shall and he is hereby required forthwith to certify under his Hand that such Person or Persons is or are duly enlisted, setting forth the Place of the Birth, Age, and Calling of him or them respectively (if known), and that the Second and Third Sections of the Articles of War, for the better Government of His Majesty's Royal Marine Forces while on Shore, were read to him or them, and that he or they had taken the Oath of Fidelity mentioned in the Twelfth Section of the said Articles of War, and also the Oath mentioned in the Schedule to this Act annexed marked (A.), which Oaths respectively such Justice or Chief Magistrate is hereby authorized and required to administer; and if any such Person or Persons so to be certified as duly entered shall refuse to take the said Oath of Fidelity before the said Justice or Chief Magistrate, it shall and may be lawful for such Officer from whom he has received such Money as aforesaid to detain or confine such Person or Persons until he or they shall take the Oath before required; and every Officer of Royal Marines that shall act contrary hereto, or offend herein, upon Proof on Oath made by Two Witnesses

before a General Court-martial to be thereupon called, shall for such Offence be forthwith cashiered and displaced from such his Office, and shall be thereby utterly disabled to have or hold any Civil or Military Office or Employment within this Kingdom or in His Majesty's Service: Provided always, that every Non-commissioned Officer or Private Marine who shall enlist any Recruit shall, at the Time of such Enlisting, enquire the Christian and Surname and Place of Abode of such Recruit, and either take the same down in Writing, or give the same to the Non-commissioned Officer commanding the Recruiting Party, to be so taken down: Provided also, that it shall be lawful for any Justice of the Peace to discharge any Person who shall have hastily enlisted, and who shall apply to him to declare his Dissent within such Four Days as aforesaid, upon Payment of the Sum of Money required to be paid by any Recruit declaring his Dissent under this Act, notwithstanding no Officer, Non-commissioned Officer, or Private Marine belonging to the Recruiting Party, shall be with the Recruit, if it shall appear to such Magistrate, upon the Examination of such Recruit, or of any other Person, that the Recruiting Party have left the Place where such Recruit was enlisted, or that such Recruit could not procure any Non-commissioned Officer belonging to such Party to go with such Recruit before the Justice of the Peace; and the Sum paid by such Recruit upon his Discharge shall be kept by the Justice of the Peace, and paid when demanded to any Person belonging to the Recruiting Party entitled thereto demanding the same: Provided always, that in every Case wherein any Person shall have received Enlisting Money, and shall have absconded, or have absented himself from the Party aforesaid, so that it shall not be possible immediately to apprehend him, and bring him before a Magistrate, the Officer or Non-commissioned Officer commanding the Party shall produce to the Magistrate before whom the Recruit would regularly have been brought for Attestation, a Certificate of the Name and Place of Residence of such Person, and the Magistrate to whom the Certificate shall be produced shall, after satisfying himself that the Person who absconded cannot be found and apprehended, transmit a Duplicate thereof to the Lords of the Admiralty or their Secretary, in order that in the Event of such Person being afterwards apprehended and reported as a Deserter, the Fact of his having received Enlisting Money, and having absconded, may be ascertained before he be finally adjudged to be a Deserter as having duly enlisted.

Service to be to His Majesty's Heirs and Successors.

LXXVI. And whereas it is highly expedient that no Doubt should remain as to the Service of Royal Marines by reason of any Omission of His Majesty's Heirs and Successors in any Oath of Attestation; be it therefore declared and enacted, That any Oath and Attestation of Service heretofore or hereafter taken and made to His Majesty is and shall be deemed and construed to be an Oath of Service to His Majesty's Heirs and Successors as the Sovereign of the Realm for the Time being, as fully and effectually, and to all Intents and Purposes whatsoever, as if the Words Heirs and Successors had been inserted in any such Oath or Attestation.

Persons receiving Enlisting Money

LXXVII. And be it further enacted, That if any Person or Persons shall receive the Enlisting Money from any Officer, Non-commissioned

absconding, or refusing to go before a Magistrate, shall be deemed enlisted.

sioned or Private Marine, or other Person employed on the Recruiting Service (knowing it to be such), and shall abscond or refuse to go before such Justice or Chief Magistrate, or if any Person having received any such Enlisting Money as aforesaid shall thereafter absent himself from the Recruiting Party with which he enlisted, or Person with whom he enlisted, and shall not voluntarily return to such Recruiting Party or Person enlisting him, to go before some Justice of the Peace or Magistrate under the Provisions of this Act, within such Period of Four Days as aforesaid, such Person shall be deemed to be enlisted, and a Marine in His Majesty's Service, as fully to all Intents and Purposes as if he had been duly attested, and may be apprehended and punished as a Deserter, or for being absent without Leave, under any Articles of War made for Punishment of Mutiny and Desertion; nor shall any such Person who shall not have remained with, or who shall not have returned to such Recruiting Party or Person enlisting him as aforesaid, be entitled to be discharged or be discharged by any Justice of the Peace or Magistrate after the Expiration of such Four Days as aforesaid, unless it shall be proved to the Satisfaction of such Justice of the Peace that the true Name and Residence of the Person enlisted was disclosed and known to the Recruiting Party, and that no Notice was given to the Person enlisted, or left at his last usual Place of Abode, of his having so enlisted.

Concealing Infirmity.

LXXVIII. And be it further enacted, That if any Person who shall enlist into His Majesty's Royal Marine Forces, and who shall be discovered to be incapable of active Service, by reason of any Infirmity which shall have been concealed by such Person, or not declared before the Justice of the Peace at the Time of his Attestation, and mentioned at the Foot thereof, may be transferred into any Garrison or Veteran or Invalid Battalion, or into His Majesty's Regular Forces, and shall be entitled to receive such Proportion or Residue of Bounty only as shall be allowed by His Majesty, by any Regulation made in that Behalf, in lieu and instead of the Bounty upon which such Man shall have been enlisted; any thing in any Act or Acts, or any Rules and Regulations relating to Soldiers or Marines, to the contrary notwithstanding.

Persons making false Representations and obtaining Bounty, shall be deemed guilty of obtaining Money under false Pretences.

LXXIX. And be it further enacted, That any Person who shall knowingly, wilfully, and designedly make any false Representation of any Particular contained in the Form of Oath marked (A.) in the Schedule annexed to this Act, before the Justice of the Peace at the Time of his Attestation, for the Purpose of obtaining, and shall thereupon obtain any Enlisting Money, or any Bounty or Part of the Bounty, for enlisting into His Majesty's Royal Marines, or any other Money, shall be deemed guilty of obtaining Money under false Pretences, within the true Intent and Meaning, if in *England*, of an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for consolidating and amending the Laws in* England *relative to Larceny, and other Offences connected therewith*; and, if in *Ireland*, of an Act passed in the Twenty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the more effectual Punishment of Persons who attain or attempt to attain Possession of Money or Goods by false Pretences*

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or Threats; and the Production of such Oath, and Proof of the Justices Handwriting thereto, shall, in any Prosecutions to be instituted against the enlisting Person or Recruit therein named, be sufficient Evidence of such Person having represented the several Particulars contained in such Oath at the Time of his being attested; and Proof by the Oath of One or more credible Witness or Witnesses, that the Person so prosecuted hath freely and voluntarily declared or acknowledged that at the Time of his Enlistment he belonged to the Militia, or to any Corps or Regiment in His Majesty's Service, or to His Majesty's Royal Navy or Royal Marines, or that he was an Apprentice, shall be deemed and taken as sufficient Evidence of the Fact so by him declared or acknowledged, without Production of any Roll or other Document to prove the same; and in case such Person shall be an Apprentice, or shall belong to the Militia, he shall, immediately after the Expiration of his Apprenticeship, or other sooner Determination of it, or at the Expiration of the Period of his Service in the Militia, whether he shall have been convicted and punished or not, be deemed duly enlisted, and be liable from thenceforth to serve as a Marine; and if, on the Expiration or other sooner Determination of his Apprenticeship, or at the Expiration of the Period of his Service in the Militia, he shall not deliver himself up to some Officer at the Head Quarters of one of the Divisions of His Majesty's Royal Marine Forces, or to some Royal Marine Officer authorized to receive Recruits, he shall be liable to be apprehended and dealt with as a Deserter from His Majesty's said Royal Marine Forces; and in case such Person so enlisting into the Royal Marines shall be claimed and taken therefrom as already belonging to any other Regiment or Corps in His Majesty's Service, or to the Militia, at the Time of such Enlistment, he shall forfeit all Pay which may be due to him or Credits to which he would otherwise be entitled in the Royal Marine Service at the Time of his being so claimed and taken therefrom: Provided always, that every such Person belonging to the Militia shall be liable to serve, within the United Kingdom of *Great Britain* and *Ireland*, in the Division of the Royal Marine Forces in which he shall have enlisted, during all the Time the Militia to which he shall belong shall remain disembodied, or shall not be called out for Training or Exercise, and shall during all such Time be subject to all the Provisions of this Act, and be liable to be apprehended and dealt with and punished as a Deserter from the Division into which he shall have so enlisted, if he shall neglect or refuse to join and serve in such Division.

Apprentices and Militia Men so obtaining Money shall be deemed to be enlisted as Marines.

Such Militia Men to serve in the Marines in the United Kingdom during the Time the Militia is disembodied.

LXXX. Provided always, and be it further enacted, That it shall be lawful for any Two Justices of the Peace or Magistrates before whom any Person shall be brought who has enlisted, and who shall be proved upon Oath before them, and convicted of having wilfully concealed any Infirmity upon being attested, to adjudge such Person to be a Rogue and Vagabond, and such Person shall thereupon be subject to such Punishment as by and under any Statutes or Laws now in force may be inflicted upon Rogues, Vagabonds, and Vagrants and incorrigible Rogues, to be adjudged by the Justices of the Peace or Magistrates so convicting any such Person as aforesaid.

Penalty for Concealment of Infirmity.

LXXXI. And

Master claiming Apprentices to take the Oath mentioned in Schedule (B.), &c.

LXXXI. And be it further enacted, That no Master shall be entitled to claim any Apprentice who shall, after the passing of this Act, enlist as a Royal Marine in His Majesty's Service, unless such Apprentice shall have been bound to him in *England* for the full Term of Seven Years, not having been above the Age of Fourteen when so bound, and if in *Ireland*, or in the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark*, or *Man*, for the full Term of Five Years at the least, not having been above the Age of Sixteen when so bound, and unless such Master shall, within One Calendar Month after such Apprentice shall have absconded or left his Service, go before some Justice of the Peace or Magistrate, and before such Justice of the Peace or Magistrate take the Oath mentioned in the Schedule to this Act annexed, marked (B.), and produce the Certificate of such Justice of the Peace or Magistrate, of his having taken such Oath, which Certificate such Justice of the Peace or Magistrate is hereby required to give in the Form in the Schedule to this Act annexed, marked (C.)

Apprentices in Scotland, &c.

LXXXII. And be it further enacted, That no Master in *Scotland* shall be entitled to claim any Apprentice who shall after the passing of this Act enlist as a Marine, unless such Apprentice shall have been bound to him for the full Term of at least Four Years by a regular Contract or Indenture of Apprenticeship duly executed, signed, and attested, and binding on both Parties by the Law of *Scotland*, prior to the Period of Enlistment, and unless such Contract or Indenture so duly executed shall, within Three Months after the Commencement of the Apprenticeship, and before the Period of Enlistment, have been produced to a Justice of the Peace of the County wherein the Parties reside, and there shall have been indorsed thereon by such Justice a Certificate or Declaration signed by him, specifying the Date when the Person by whom such Contract or Indenture shall have been so produced, which Certificate or Declaration such Justice of the Peace is hereby required to indorse and sign, and unless such Apprentice shall, when claimed by such Master, be under Twenty-one Years of Age, and unless such Master shall, within One Calendar Month after such Apprentice shall have absconded or left his Service, go before some Justice of the Peace, and before such Justice of the Peace take the Oath mentioned in the Schedule to this Act annexed, marked (B.), and produce the Certificate of such Justice of the Peace of his having taken such Oath, which Certificate such Justice of the Peace is hereby required to give in the Form in the Schedule to this Act annexed, marked (C.): Provided always, that any Master of an Apprentice indentured for the Sea Service shall be entitled to claim and recover any such Apprentice in the Form and Manner above directed, notwithstanding such Apprentice may have been bound for a less Term than Seven Years in *England*, Five Years in *Ireland*, or in the Islands of *Guernsey*, *Jersey*, *Alderney*, *Sark*, or *Man*, or Four Years in *Scotland*.

Persons hired by the Year enlisting to be entitled to a Proportion of their Wages.

LXXXIII. Provided always, and be it further enacted, That if any Person who shall have been hired to serve any Master for a Year or otherwise shall before the Expiration of his Time of Service under such Hiring enlist into His Majesty's Royal Marine Forces, such

Person shall be entitled to such Proportion of Wages as the Magistrate shall think proper from his Master for the Time he has actually served under such Hiring, notwithstanding he shall have failed, in consequence of such Enlisting, in completing the full Term of Service agreed for under such Hiring; and the Magistrate shall give an Order, and take such other Steps as shall be necessary to enforce the Payment of such Proportion, within Five Days after the Amount shall have been declared by such Magistrate.

Officers not liable to have Parish Children apprenticed to them.

LXXXIV. And be it further enacted, That no Officer of His Majesty's Royal Marine Forces, residing in Barracks or elsewhere under Military Law, shall be deemed liable to have any Parish poor Child bound Apprentice to him, but that every such Officer shall be wholly exempt from taking or receiving or from having bound to him any such Apprentice; any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding.

Marines borne as Part of the Complement of any Ship liable to be governed by the Rules established by 22 G. 2.

LXXXV. Provided always, and it is hereby declared and enacted, That all His Majesty's Royal Marine Forces, as well Officers as Private Men, shall from Time to Time, during their being respectively borne as Part of the Complement of any of His Majesty's Ships or Vessels, or as Supernumeraries on board the same, be subject or liable, in like Manner in all respects as any Officers or Seamen employed in His Majesty's Sea Service are subject and liable, to be governed and proceeded against and punished for Offences committed by them during the Time they shall be borne as Part of the Complement of such Ships or Vessels, or as Supernumeraries on board the same, according to the Purport, Tenor, Effect, and true Intent and Meaning of an Act passed in the Twenty-second Year of the Reign of His late Majesty King *Goerge* the Second, intituled *An Act for amending, explaining, and reducing into One Act the Laws relating to the Government of His Majesty's Ships, Vessels, and Forces by Sea*; this Act or any thing herein contained to the contrary notwithstanding.

If Persons employed in the Commissariat Department shall embezzle Stores, they may be tried by a Court-martial, &c.

LXXXVI. And be it further enacted, That every Commissioned Officer, Storekeeper, or Commissary, or Deputy or Assistant Commissary, or other Person employed in the Commissariat Department, or in any Manner in the Care or Distribution of any Money, Provisions, Forage, or Stores belonging to His Majesty's Royal Marine Forces, or for their Use, that shall embezzle or fraudulently misapply, or cause to be embezzled or fraudulently misapplied, or shall knowingly or wilfully permit or suffer any Money, Provisions, Forage, Arms, Clothes, Ammunition, or other Military or Royal Marine Stores, to be embezzled or fraudulently misapplied, or to be spoiled or damaged, may be tried for the same by and before a General Court-martial; and it shall be lawful for such Court-martial to adjudge any such Person to be transported as a Felon for Life or for any certain Term of Years, or to suffer such Punishment of Fine, Imprisonment, Dismissal from His Majesty's Service, and be incapable of serving His Majesty in any Office, Civil or Military, as any such Court shall think fit, according to the Nature and Degree of the Offence, or that such Person shall forfeit Two hundred Pounds; and such Person shall, in addition to any other Punishment, make

good, at his own Expence, the Loss and Damage thereby sustained, to be ascertained by such Court-martial, which shall have Power to seize the Goods and Chattels of the Person so offending, and sell them for the Payment of the said Two hundred Pounds and such Damage; and if sufficient Goods and Chattels cannot be found and seized, then the Person so offending shall be committed to the Prison or Common Gaol, there to remain (in addition to any other Punishment or Imprisonment) for Six Months, without Bail or Mainprize, and until he shall pay such Deficiency; and after the said Sum shall be recovered and levied, the same shall be applied and disposed of as His Majesty shall direct and appoint.

Continuance of this Act.

LXXXVII. And be it further enacted, That this Act and every thing herein contained shall be and continue in force within *Great Britain* from the Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine, until the Twenty-fifth Day of *March* One thousand eight hundred and thirty inclusive; and shall be and continue in force within *Ireland* from the First Day of *April* One thousand eight hundred and twenty-nine, until the First Day of *April* One thousand eight hundred and thirty inclusive; and shall be and continue in force within the Garrison of *Gibraltar*, and in *Spain* and *Portugal*, from the Twenty-fifth Day of *May* One thousand eight hundred and twenty-nine, until the Twenty-fifth Day of *May* One thousand eight hundred and thirty inclusive; and shall be and continue in force in all other Parts of *Europe* where Royal Marine Forces may be serving, and in the *West Indies* and *North America* and *Cape of Good Hope*, from the Twenty-fifth Day of *July* One thousand eight hundred and twenty-nine, to the Twenty-fifth Day of *July* One thousand eight hundred and thirty inclusive; and shall be and continue in force in all other Places from the Twenty-fifth Day of *September* One thousand eight hundred and twenty-nine, to the Twenty-fifth Day of *September* One thousand eight hundred and thirty inclusive.

Act may be altered this Session.

LXXXVIII. And be it further enacted, That this Act may be altered, varied, or repealed by any Act or Acts to be passed in this present Session of Parliament.

SCHE-

SCHEDULES to which this Act refers.

SCHEDULE (A.)

FORM OF OATH.

I do make Oath, That I am by Trade a and to the best of my Knowledge and Belief was born in the Parish of in the County of ; and that I have no Rupture, nor ever was troubled with Fits, and am no ways disabled by Lameness or otherwise, but have the perfect Use of my Limbs; and that I am not an Apprentice, and that I do not belong to the Militia, or to any Regiment in His Majesty's Service, or to His Majesty's Navy or Royal Marines. As witness my Hand at the Day of One thousand eight hundred and .

Sworn before me at this Day of One thousand eight hundred and .

Witness present.

SCHEDULE (B.)

FORM OF MASTER'S OATH.

I of do make Oath, That I am by Trade a and that was bound to serve an Apprentice to me in the said Trade, by Indenture dated the Day of for the Term of Seven Years; and that the said did on or about the Day of abscond and quit my Service without my Consent; and that to the best of my Knowledge and Belief the said is aged about Years. Witness my Hand, at the Day of One thousand eight hundred and .

Sworn before me at this Day of One thousand eight hundred and .

SCHEDULE (C.)

FORM OF JUSTICE'S CERTIFICATE.

to wit. } I *A. B.* one of His Majesty's Justices of the Peace of certify, That of came before me at on the Day of One thousand eight hundred and and made Oath that was by Trade a and that was bound to serve as an Apprentice to him in the said Trade, by Indenture dated the Day of for the Term of Seven Years; and that the said Apprentice did, on or about the Day of abscond and quit the Service of the said without his Consent; and that to the best of his Knowledge and Belief the said Apprentice is aged about Years.

A. B.

SCHEDULE (D.)

To the [Churchwardens or Overseers] of the [Parish, Township, or Place.]

YOU are hereby required to pay *A. B.* [*describe whether Non-commissioned Officer, &c.*] within named, on Furlough from the Day of to the Day of signed by [*Commanding Officer signing the Furlough*] the Sum of out of any Money now in your Hands, or out of the first Money which shall come to your Hands in respect of the Rates for the Relief of the Poor, being at the Rate of *per* Day from the Day of to the Day of both inclusive; and for so doing this shall be your Warrant, and pass as such for your Repayment under the Marine Mutiny Act.

Witness my Hand the Day of .

Justice of the Peace for .

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. VI.

An Act for punishing Mutiny and Desertion; and for the better Payment of the Army and their Quarters. [23d *March* 1829.]

WHEREAS the raising or keeping a Standing Army within the United Kingdom of *Great Britain* and *Ireland*, in Time of Peace, unless it be with the Consent of Parliament, is against Law: And whereas it is adjudged necessary by His Majesty, and this present Parliament, that a Body of Forces should be continued, for the Safety of the United Kingdom, the Defence of the Possessions of His Majesty's Crown, and the Preservation of the Balance of Power in *Europe*, and that the whole Number of such Forces should consist of Eighty-nine thousand seven hundred and twenty-three Men, exclusive of the Officers and Men belonging to the Regiments employed in the Territorial Possessions of the *East India* Company, but including the Officers and Men of the Troops and Companies recruiting for those Regiments: And whereas no Man can be forejudged of Life or Limb, or subjected in Time of Peace to any Kind of Punishment within this Realm, by Martial Law, or in any other Manner than by the Judgment of his Peers, and according to the known and established Laws of this Realm; yet nevertheless, it being requisite, for the retaining all the beforementioned Forces in their Duty, that an exact Discipline be observed, and that Soldiers who shall mutiny or stir up Sedition, or shall desert His Majesty's Service, be brought to a more exemplary and speedy Punishment Numbers.

Punishment than the usual Forms of the Law will allow; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That if any Person who is or shall be commissioned or in Pay as an Officer, or who is or shall be listed or in Pay as a Non-commissioned Officer or Soldier, shall, at any Time during the Continuance of this Act, begin, excite, cause, or join in any Mutiny or Sedition in His Majesty's Land or Marine Forces, or shall not use his utmost Endeavours to suppress the same, or coming to the Knowledge of any Mutiny or intended Mutiny, shall not, without Delay, give Information thereof to his Commanding Officer; or shall misbehave himself before the Enemy; or shall shamefully abandon or deliver up any Garrison, Fortress, Post, or Guard committed to his Charge, or which he shall be commanded to defend; or shall compel the Governor or Commanding Officer of any Garrison, Fortress, or Post, to deliver up to the Enemy or to abandon the same; or shall speak Words or use any other Means to induce such Governor or Commanding Officer, or others, to misbehave before the Enemy, or shamefully to abandon or deliver up any Garrison, Fortress, Post, or Guard committed to their respective Charge, or which he or they shall be commanded to defend; or shall leave his Post before relieved, or shall be found sleeping on his Post; or shall hold Correspondence with or give Advice or Intelligence to any Rebel or Enemy of His Majesty, either by Letters, Messages, Signs, or Tokens, in any Manner or Way whatsoever; or shall treat or enter into any Terms with such Rebel or Enemy, without His Majesty's Licence, or Licence of the General or Chief Commander; or shall strike or use any Violence against his Superior Officer, being in the Execution of his Office, or shall disobey any lawful Command of his Superior Officer; or shall desert His Majesty's Service; all and every Person and Persons so offending in any of the Matters before mentioned, whether such Offence shall be committed within this Realm, or in any other of His Majesty's Dominions, or in Foreign Parts, upon Land or upon the Sea, shall suffer Death, or such other Punishment as by a Court-martial shall be awarded.

Crimes punishable by Death.

II. And be it enacted, That nothing in this Act contained shall be construed to exempt any Officer or Soldier from being proceeded against by the ordinary Course of Law; and any Commanding Officer who shall neglect or refuse, when Application is made to him for that Purpose, to deliver over to the Civil Magistrate any Officer or Soldier accused of any Capital Crime, or of any Violence or Offence against the Person, Estate, or Property of any of His Majesty's Subjects, which is punishable by the known Laws of the Land, or shall wilfully neglect or refuse to assist the Officers of Justice in apprehending such Offender, shall, upon Conviction thereof in any Prosecution in any of His Majesty's Courts at *Westminster*, *Dublin*, or *Edinburgh*, be deemed to be *ipso facto* cashiered, and shall be utterly disabled to have or hold any Civil or Military Office or Employment within the United Kingdom of *Great Britain* and *Ireland*, or in His Majesty's Service, and a Certificate thereof shall be transmitted to the Judge Advocate in *London*; provided that no Person, being acquitted or

The ordinary Course of Law not to be interfered with.

convicted of any Capital Crime, Violence, or Offence, by the Civil Magistrate, or by the Verdict of a Jury, shall be liable to be punished by a Court-martial for the same otherwise than by cashiering.

Soldiers not to be taken away from the Service for Debts under 20*l.*

III. And be it enacted, That no Person whatever (except an Apprentice) enlisted into His Majesty's Service as a Soldier shall be liable to be arrested or taken therefrom by reason of the Warrant of any Justice, on account of any Breach of Contract or Engagement to serve or work for any Employer; and no Person enlisted as a Soldier shall be liable to be taken out of His Majesty's Service by any Process or Execution whatsoever, other than for some Criminal Matter, unless an Affidavit shall be made by the Plaintiff, or some one on his Behalf, for which no Fee shall be taken, before some Judge of the Court out of which such Process or Execution shall issue, or before some Person authorized to take Affidavits in such Courts, of which Affidavit a Memorandum shall, without Fee, be endorsed upon the Back of such Process, that the original Debt for which the Action has been brought or Execution sued out amounts to the Value of Twenty Pounds at least, over and above all Costs of Suit in the Action or Actions on which the same shall be grounded; and any Judge of such Court may examine into any Complaints made by a Soldier, or by his Superior Officer, and by Warrant under his Hand discharge such Soldier without Fee, he being shewn to be duly enlisted, and to have been arrested contrary to the Intent of this Act, and shall award reasonable Costs to such Complainant, who shall have for the Recovery thereof the like Remedy as would have been applicable to the Recovery of any Costs which might have been awarded against the Complainant in any Judgment or Execution as aforesaid; provided that any Plaintiff, upon Notice of the Cause of Action first given in Writing to any Soldier, or left at his last Place of Residence before such Listing, may file a Common Appearance in any Action to be brought for or upon account of any Debt whatsoever, and proceed therein to Judgment and Outlawry, and have Execution other than and against the Body.

The King may make Articles of War in conformity with this Act.

IV. And be it enacted, That it shall be lawful for His Majesty to make Articles of War for the better Government of His Majesty's Forces, which Articles shall be judicially taken notice of by all Judges, and in all Courts whatsoever; and Copies of the same, printed by the King's Printer, shall, as soon as conveniently may be after the same shall have been made and established by His Majesty, be transmitted by His Majesty's Secretary at War, signed with his own Hand and Name, to the Judges of His Majesty's Superior Courts at *Westminster*, *Dublin*, and *Edinburgh* respectively, and also to the Governors of His Majesty's Dominions Abroad; provided that no Person within the United Kingdom of *Great Britain* and *Ireland*, or the *British* Isles, shall be subject by such Articles of War to any Punishment extending to Life or Limb for any Crime which is not expressed to be so punishable by this Act, nor in any Manner or under any Regulations which shall not accord with the Provisions of this Act.

V. And

Constitution of Courts-martial.

V. And be it enacted, That His Majesty may from Time to Time grant a Commission, under the Royal Sign Manual, for the holding of General Courts-martial within the United Kingdom of *Great Britain* and *Ireland*, in like Manner as has been heretofore used; and that for bringing Offenders against the Articles of War to Justice, it shall be lawful for His Majesty to erect and constitute Courts-martial within the United Kingdom of *Great Britain* and *Ireland*, as well as to grant His Royal Commissions or Warrants to the Chief Governor or Governors of *Ireland*, the Commander of the Forces, or the Person or Persons commanding in chief, or commanding for the Time being, any Body of His Majesty's Forces, as well within the United Kingdom of *Great Britain* and *Ireland*, and *British* Isles, as in any of His Majesty's Garrisons and Dominions or elsewhere beyond the Seas, for convening, as well as for authorizing any Officer under their respective Command, not below the Degree of a Field Officer, to convene Courts-martial, as Occasion may require, for the Trial of Offences committed by any of their Forces under their several Command, whether the same shall have been committed before or after such Officer shall have taken upon himself such Command; and any Person subject to this Act, who shall in any of His Majesty's Dominions beyond the Sea or elsewhere commit any of the Offences for which he may be liable to be tried by Courts-martial by virtue of this Act, may be tried and punished for the same in any other Part of His Majesty's Dominions where he may have come after the Commission of the Offence, as if the Offence had been committed where such Trial shall take place.

Composition of General Courts-martial.

VI. And be it enacted, That a General Court-martial convened in any Part of the King's Dominions, (*Bermuda*, *Africa*, and *New South Wales* excepted,) or in the Settlements of the *East India* Company, shall, in order to have Power to try a Commissioned Officer, or to pass Sentence of Death or Transportation on any Offender, consist of not less than Thirteen Commissioned Officers, in which Sentence of Death Nine at the least of the Officers of any Court consisting of Thirteen shall concur; and if to try any Person not of the Rank of a Commissioned Officer, shall consist of not less than Nine; and such General Courts-martial convened in *Bermuda*, or out of the King's Dominions, excepting *Africa* and *New South Wales*, shall have not less than Seven, and in *Africa* and *New South Wales* not less than Five Commissioned Officers; and in all Cases where such General Courts-martial as aforesaid shall consist of more or fewer Officers than Thirteen, no Judgment of Death shall pass without the Concurrence of Two Thirds at the least of the Officers present; and the President shall in no Case be the Officer commanding in chief or Governor of the Garrison where the Offender shall be tried, nor under the Degree of a Field Officer, unless where a Field Officer cannot be had, nor in any Case whatsoever under the Degree of a Captain.

Powers of General Courts-martial.

VII. And be it enacted, That a General Court-martial may sentence any Soldier to Imprisonment, solitary or otherwise, and with or without hard Labour, in any public Prison or other Place which such Court may appoint, to Corporal Punishment, not extending to Life

Life and Limb, and to Forfeiture of all Advantage as to additional Pay or Pension on Discharge, for Immorality, Misbehaviour, or Neglect of Duty; and whensoever any General Court-martial by which a Deserter shall have been tried and convicted shall not think the Offence deserving of Capital Punishment, such Court-martial may, instead of awarding a Corporal Punishment, adjudge the Offender, according to the Nature of the Offence, to be transported as a Felon for Life or for a certain Term of Years, or may sentence him to general Service as a Soldier in any Corps and in any Country or Place which His Majesty shall thereupon direct, or may, if such Offender shall have enlisted for a limited Term of Years, sentence him to serve for Life as a Soldier in any Corps which His Majesty shall please to direct; and the Court may, in addition to any other Punishment, sentence such Offender to forfeit all Advantage as to Increase of Pay, or as to Pension on Discharge, which might otherwise have accrued to such Offender; provided that in all Cases where a Capital Punishment shall have been awarded by a General Court-martial, it shall be lawful for His Majesty, instead of causing such Sentence to be carried into execution, to order the Offender to be transported as a Felon, either for Life or for a certain Term of Years, as to His Majesty shall seem meet; and if any Person transported as a Felon, whether in pursuance of the original Sentence of the Court-martial, or in pursuance of such Order from His Majesty, shall afterwards return or be found at large, without Leave from His Majesty or other lawful Authority, within any Part of His Majesty's Dominions Abroad or at Home, other than the Place to which he shall have been transported, before the Expiration of the Term limited by such Sentence or Order, and shall be duly convicted thereof, shall suffer Death as a Felon.

Trial by General Court-martial for Embezzlement.

VIII. And be it enacted, That every Paymaster or other Commissioned Officer of His Majesty's Forces, or any Person employed in the Ordnance or Commissariat Department, or in any Manner in the Care or Distribution of any Money, Provisions, Forage, or Stores, who shall embezzle or fraudulently misapply, or be concerned in or connive at the Embezzlement, fraudulent Misapplication, or Damage of any Money, Provisions, Forage, Arms, Clothing, Ammunition, or other Military Stores belonging to His Majesty's Forces or for His Use, may be tried for the same by a General Court-martial, which may adjudge any such Offender to be transported as a Felon for Life or for any certain Term of Years, or to suffer such Punishment of Fine, Imprisonment, Dismissal from His Majesty's Service, and Incapacity of serving His Majesty in any Office, Civil or Military, as such Court shall think fit, according to the Nature and Degree of the Offence; and every such Offender shall, in addition to any other Punishment, make good at his own Expence the Loss and Damage sustained, which shall have been ascertained by such Court-martial; and the Loss and Damage so ascertained as aforesaid shall be a Debt to His Majesty, and may be recovered in any of His Majesty's Courts at *Westminster* or in *Dublin*, or the Court of Exchequer in *Scotland*, or in any Court in His Majesty's Colonies where the Person sentenced by such Court-martial shall be resident, after the said Judgment shall be confirmed and made known.

Powers of District Courts-martial.

IX. And be it enacted, That a District or Garrison Court-martial shall consist of not less than Nine Commissioned Officers, and may in like Manner try Offences, and sentence any Non-commissioned Officer or Soldier to Imprisonment, solitary or otherwise, and with or without hard Labour, in any public Prison or other Place which such Court may appoint, and also to Corporal Punishment (not extending to Life or Limb), and to Forfeiture of all Advantage as to additional Pay, or to Pension on Discharge, in addition to any other Punishment, for Desertion, for purloining or selling Government Stores, for stealing from a Comrade or from a Military Officer, for producing false or fraudulent Accounts or Returns whereby increased Expence has been or would be brought upon the Public, for Embezzlement or Misapplication of Money entrusted to him, for which Offences such Soldier may further be put under Stoppages till the same be made good; or for such disgraceful Conduct as shall induce the said Court-martial to recommend such Offender to be discharged as unfit for the Service, from Vice or Misconduct, he having been once previously convicted of disgraceful Conduct by a Court-martial; and any District or Garrison Court-martial may deprive a Soldier of the Allowance in lieu of Beer, or of additional Pay, for any Period not exceeding Two Years, for habitual Drunkenness; provided that in all the foregoing Cases the Sentences shall be confirmed by the General Officer, Governor, or Senior Officer in command of the District, Garrison, Island, or Colony, except in Cases of Mutiny, when the Sentence may be confirmed and carried into execution on the Spot by the Officer in the immediate Command of the Troops; and the President of every Court-martial, other than a General Court-martial, not being under the Rank of Captain, shall be appointed by the Officer convening such Court-martial; provided that such Court-martial shall not have Power to pass any Sentence of Death or Transportation.

Marking a Deserter.

X. And be it enacted, That it shall be lawful for any Court-martial empowered to try the Crime of Desertion, in addition to any other Punishment, to direct that the Offender be marked on the Left Side, Two Inches below the Arm-pit, with the Letter (D.), such Letter not to be less than Half an Inch long, and to be marked upon the Skin with some Ink or Gunpowder, or other Preparation, so as to be visible and conspicuous, and not liable to be obliterated.

Powers of a Detachment Court-martial.

XI. And be it enacted, That it shall be lawful for any Officer commanding any distinct Detachment or Portion of His Majesty's Troops which may at any Time be serving out of His Majesty's Dominions, upon Complaint made to him of any Offence committed against the Property or Person of any Inhabitant of or Resident in any such Countries, by any Person serving with or belonging to His Majesty's Armies, being under the immediate Command of any such Officer, to summon and cause to assemble a Court-martial, which shall consist of not less than Three Officers, for the Purpose of trying any such Person, notwithstanding any such Officer shall not have received any Warrant empowering him to assemble Courts-martial; and every such Court-martial shall have the same Powers in regard to summoning and examining Witnesses, Trial of and Sentence upon Offenders, as are granted by this Act to General Courts-

martial; provided that no Sentence of any such Court-martial shall be executed until the General commanding in chief the Army of which the Division, Brigade, Detachment, or Party to which any Person so tried, convicted, and adjudged to suffer Punishment shall belong, shall have approved and confirmed the same.

Mixture of Officers upon Courts-martial.

XII. And be it enacted, That in certain Cases, where it may be necessary or expedient, Officers of His Majesty's Marine Forces may sit upon Courts-martial in conjunction with Officers of His Majesty's Land Forces, and such Courts-martial shall be regulated, to all Intents and Purposes, in like Manner as if they were composed of Officers of the Land Forces only, whether the Commanding Officer by whose Orders such Court-martial is assembled belongs to the Land or to the Marine Forces; and Officers of His Majesty's Land Forces, and Officers in the Service of the *East India* Company, when serving together, may be associated in Courts-martial, which shall, to all Intents and Purposes, be regulated in like Manner as if consisting wholly of Officers of His Majesty's Land Forces, or wholly of Officers in the Service of the *East India* Company; save and except that on the Trial of any Person in His Majesty's Service, the Provisions of this Act, and the Oaths thereby prescribed, shall be applicable; and on the Trial of any Officer or Soldier in the Service of the *East India* Company, the Provisions of an Act passed in the Fourth Year of the Reign of His Majesty, to amend the Laws for punishing Mutiny and Desertion of Officers and Soldiers in the Service of the *East India* Company, and the Oaths thereby prescribed, shall be applicable, notwithstanding any Officer in the actual Service of the said Company may have a Commission from His Majesty.

Power to administer Oaths.

XIII. And be it enacted, That all General and other Courts-martial shall have Power and Authority and are hereby required to administer an Oath to every Witness or other Person who shall be examined before such Court, in any Matter relating to any Proceedings before the same.

Proceedings of Courts-martial.

XIV. And be it enacted, That in all Trials by Courts-martial to be held by virtue of this Act every Member assisting at such Trial, before any Proceedings be had thereupon, shall take the Oath in the Schedule to this Act annexed, before the Judge Advocate or his Deputy, or Person officiating as such, or, if a Regimental Court-martial, before the President of such Court, who are hereby respectively authorized to administer the same, and in Regimental Courts-martial any sworn Member shall administer the Oath to the President; and as soon as the said Oaths shall have been administered to the respective Members, the President of the Court is hereby authorized and required to administer to the Judge Advocate, or the Person officiating as such, the Oath in the Schedule to this Act annexed; and no Proceeding or Trial shall be had upon any Offence but between the Hours of Eight of the Clock in the Morning and Four in the Afternoon, except in Cases which require an immediate Example, and except in the *East Indies*, where such Proceedings or Trial may be had between the Hours of Six in the Morning and Four in the Afternoon: Provided also, that all Witnesses

nesses duly summoned by the Judge Advocate, or the Person officiating as such, shall, during their necessary Attendance in such Courts, and in going to and returning from the same, be privileged from Arrest, and shall, if unduly arrested, be discharged by the Court out of which the Writ or Process issued by which such Witness was arrested; or if such Court be not sitting, then by any Judge of the Court of King's Bench in *London* or in *Dublin*, or Court of Session in *Scotland*, or Courts of Law in the *East* or *West Indies* or elsewhere, according as the Case shall require, upon its being made to appear to such Court or Judge, by Affidavit in a summary Way, that such Witness was arrested in going to or returning from or attending upon such Court-martial; and that all Witnesses so duly summoned as aforesaid who shall not attend on such Courts shall be liable to be attached in the Court of King's Bench in *London* or *Dublin*, or Court of Session, or Sheriff Depute or Stewarts Depute, or their respective Substitutes, within their several Shires and Stewartries in *Scotland*, or Courts of Law in the *East* or *West Indies*, or in any of His Majesty's Colonies, Garrisons, or Dominions in *Europe* or elsewhere respectively, upon Complaint made, in like Manner as if such Witness had neglected to attend in a Trial in any Proceeding in that Court.

Appeal.

XV. And be it enacted, That no Officer or Soldier, being acquitted or convicted of any Offence, shall be liable to be tried a Second Time by the same or any other Court-martial for the same Offence, unless in the Case of an Appeal from a Regimental to a General Court-martial; and that no Finding, Opinion, or Sentence given by any Court-martial, and signed by the President thereof, shall be liable to be revised more than Once.

Report of Proceedings of General Courts-martial.

XVI. And be it enacted, That every Judge Advocate, or Person officiating as such at a General Court-martial, is required to transmit, with as much Expedition as the Opportunity of Time and Distance of Place can admit, the original Proceedings and Sentence thereof to the Judge Advocate General in *London*, in whose Office they shall be carefully preserved; and the Person tried by such Court, or any Person in his Behalf, shall be entitled, on Demand, to a Copy of such Sentence and Proceedings (paying reasonably for the same), whether such Sentence shall be approved or not, at any Time not sooner than Six Months if the Trial took place at *Gibraltar* or in the *Mediterranean*, Three Months if at any other Station within *Europe*, and Twelve Months if elsewhere in His Majesty's Dominions: Provided that such Demand as aforesaid shall be made, and any Proceedings thereon had, within the Space of Three Years from the Date of the Approval or other final Decision upon the Proceedings before such General Court-martial.

Transportation from the United Kingdom.

XVII. And be it enacted, That whenever it is intended that a Person convicted of Desertion shall be transported, either in pursuance of the original Sentence of a Court-martial or of His Majesty's gracious Order of Commutation as aforesaid, the Sentence of the Court-martial, together with His Majesty's Pleasure upon the same, shall be notified in Writing by the Officer commanding in chief His Majesty's Forces

Forces in *Great Britain* and *Ireland*, or, in the temporary Absence of such Officer, by the Adjutant General, to any Judge of the King's Bench, Common Pleas, or Exchequer in *England* or *Ireland*, and thereupon such Judge shall make an Order for the Transportation of such Offender in conformity with such Notification, and shall also do all such other Acts consequent upon the same as such Judge is authorized to do by any Act in force touching the Transportation of other Offenders; and the Persons in whose Custody such Offender shall at that Time be, and all other Persons whatsoever whom the said Order may concern, shall be bound to obey and shall be assistant in the Execution thereof, and shall be liable to the same Punishment for Disobedience, or for interrupting the Execution of the same, as if the Order had been made under the Authority of any such Act as aforesaid; and every Person so ordered to be transported shall be subject to every Provision made by Law and in force concerning Persons convicted of any Crime and under Sentence of Transportation; and from the Time when such Order of Transportation shall be made, every Act now in force touching the Escape of Felons shall apply to such Offender, and to all Persons aiding, abetting, contriving, or assisting in any Escape or intended Escape of any such Offender; and the Justice or Baron who shall make any Order of Transportation as aforesaid shall direct the Notification of His Majesty's Pleasure, and his own Order made thereupon, to be filed and kept of Record in the Office of the Clerk of the Crown of the Court of King's Bench; and the said Clerk shall have a Fee of Two Shillings and Sixpence only for filing the same, and shall, on Application, deliver a Certificate in Writing (not taking more than Two Shillings and Sixpence for the same) to such Offender, or to any Person applying in his or in His Majesty's Behalf, shewing the Christian and Surname of such Offender, his Offence, the Place where the Court was held before whom he was convicted, and the Conditions on which the Order of Transportation was given; which Certificate shall be sufficient Proof of the Conviction and Sentence of such Offender, and also of the Terms on which such Order for his Transportation was given, in any Court and in any Proceeding wherein it may be necessary to inquire into the same.

Transportation from the Colonies.

XVIII. And be it enacted, That whenever any Person convicted of Desertion is to be transported from the *East Indies*, or from any Part of His Majesty's Foreign Dominions, either in pursuance of the original Sentence of a Court-martial or on Commutation of Capital Punishment, a similar Notification shall be made by the Officer commanding in chief His Majesty's Forces at the Station, or in his Absence by the Adjutant General for the Time being, to some Judge of One of the Supreme Courts of Judicature in the *East Indies*, or Chief Justice, or some other Judge, as the Case may be, in any Part of His Majesty's Foreign Dominions, who shall make Order for the Transportation or intermediate Custody of such Offender, in such Manner and to or in such Place as shall be specified in any Directions given to such Chief Justice or Judge, in relation to any such Offender, by One of His Majesty's Principal Secretaries of State, and the necessary Proceedings shall be taken according to such Order, for the Transportation or intermediate Custody of such Offender; and all Acts in force in such Place touching other Offenders to be

transported shall in all respects apply as well to the Offender himself so to be transported as to all other Persons whatsoever therein concerned.

Offences against former Mutiny Acts may be tried under this Act.

XIX. And be it enacted, That all Crimes and Offences which have been committed against any Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters, or against any of the Articles of War made and established by virtue of the same, may, during the Continuance of this Act, be inquired of and punished in like Manner as if they had been committed against this Act; and every Warrant for holding any Court-martial under any former Act shall remain in full Force notwithstanding the Expiration of such Act, and all Proceedings of any Court-martial upon any Trial begun under the Authority of such former Act shall not be discontinued by the Expiration of the same; provided that no Person shall be liable to be tried and punished for any Offence against any of the said Acts or Articles of War which shall appear to have been committed more than Three Years before the issuing of the Commission or Warrant for such Trial, unless the Person accused, by reason of his having absented himself, or of some other manifest Impediment, shall not have been amenable to Justice within that Period, in which Case such Person shall be liable to be tried at any Time not exceeding Two Years after the Impediment shall have ceased.

Subsequent Enlistment no Protection from Punishment for Desertion.

XX. And be it enacted, That every Soldier who shall desert from His Majesty's Service shall be liable to all the Pains and Penalties imposed by this Act for every such Offence committed by him, notwithstanding his having again enlisted into His Majesty's Service; and every Soldier of right belonging to any Corps from which he may have originally deserted may be tried for deserting from any other Corps in which he may afterwards have enlisted, or from His Majesty's Service, if he shall not after such subsequent Enlisting have been placed in any Corps, or may be tried for any Crime committed by him while serving therein, notwithstanding it shall be known that he had previously belonged to some other Corps or Party, and had not been discharged therefrom; and if such Person shall be claimed by such other Corps or Party, and be proceeded against as a Deserter therefrom, his subsequent Desertion from any One or more Corps in which he may have unwarrantably enlisted may be given in Evidence as an Aggravation of his Crime, previous Notice being always given to such Deserter of the Intention to produce such Evidence upon his Trial.

Apprehension of Deserters.

XXI. And be it enacted, That it shall be lawful for the Constable of any Place where any Person reasonably suspected to be a Deserter shall be found, or of any adjoining Place, and if no such Constable can be immediately met with, then for any Officer or Soldier in His Majesty's Service, to apprehend, or cause such suspected Person to be apprehended, and to cause him to be brought before any Justice living in or near such Place, and acting for the same or any adjoining County, who hath hereby Power to examine such suspected Person; and if by his Confession, or the Testimony of

One or more Witnesses upon Oath, or by the Knowledge of such Justice, it shall appear that such suspected Person is a Soldier, and ought to be with the Corps to which he belongs, such Justice shall forthwith cause him to be conveyed to some public Prison in such Place, or if there be no public Prison in such Place, then, at the Discretion of such Justice of the Peace, to the nearest or most convenient public Prison in the same or any next adjoining County, or to the Provost Marshal, in case such Deserter shall be apprehended within the City or Liberties of *Dublin* or Places adjacent; and such Justice shall transmit an Account thereof, in the Form prescribed in the Schedule annexed to this Act, to the Secretary at War, or, if the Deserter be apprehended in *Ireland*, to the Chief Secretary, to the end that such Person may be proceeded against according to Law; and such Justice shall also send to the Secretary at War a Report, stating the Names of the Persons by whom the Deserter was apprehended and secured; and the Secretary at War shall transmit to such Justice an Order for the Payment to such Persons of such Sum, not exceeding Forty Shillings, as the Secretary at War shall be satisfied they are entitled to, according to the true Intent and Meaning of this Act: Provided also, that no Fee or Reward shall be taken by any Justice, or his Clerk, in respect of any Information, Commitment, or Report as aforesaid.

Fraudulent Confession of Desertion.

XXII. And be it enacted, That any Person who shall voluntarily deliver himself up as a Deserter from His Majesty's Forces or the embodied Militia, or the Forces of the *East India* Company, or who, upon being apprehended for any Offence, shall, in the Presence of the Justices, confess himself to be a Deserter as aforesaid, shall be deemed to have been duly enlisted and to be a Soldier, and shall be liable to serve in any of His Majesty's Forces, as His Majesty shall think fit to appoint, whether such Person shall have been ever actually enlisted as a Soldier or not; and if the Person so confessing himself to be a Deserter shall be serving at the Time in any of His Majesty's Forces, he shall be deemed to be and shall be dealt with as a Deserter.

Penalty for inducing or assisting to desert.

XXIII. And be it enacted, That every Person who shall in any Part of His Majesty's Dominions, directly or indirectly, persuade any Soldier to desert His Majesty's Service, shall suffer such Punishment by Fine or Imprisonment, or both, as the Court before which the Conviction may take place shall adjudge; and every Person who shall assist any Deserter from His Majesty's Service, knowing him to be such, in deserting or in concealing himself from such Service, shall forfeit for every such Offence the Sum of Twenty Pounds.

Penalty for forcible Entry.

XXIV. And be it enacted, That every Commissioned Officer who shall, without Warrant from One or more of His Majesty's Justices, forcibly enter into or break open the Dwelling House or Outhouses of any Person whomsoever, under Pretence of searching for Deserters, shall, upon due Proof thereof, forfeit the Sum of Twenty Pounds.

XXV. And

Custody of Offenders under a Military Sentence.

XXV. And be it enacted, That every Gaoler and Keeper of any Prison or House of Correction in *England* or *Ireland* shall, upon the Order in Writing of any Commanding Officer of a District, Garrison, Regiment, or Corps, (as the Case may be,) receive and provide a proper Place of Confinement for any Soldier under Sentence of Imprisonment by a Court-martial, and shall detain such Soldier during the Period stated in such Order, or until he be discharged, or shall deliver up such Soldier to any Person producing an Order in Writing to that Effect from any such Commanding Officer as aforesaid, although the Period for which the Soldier was originally committed shall not have expired; and every such Gaoler who shall refuse to receive and to confine any such Non-commissioned Officer or Soldier in manner as aforesaid shall forfeit for every such Offence the Sum of One hundred Pounds.

Custody of Deserters.

XXVI. And be it enacted, That the Gaoler or Person having the immediate Inspection of any Prison, Gaol, or House of Correction in *England* and *Ireland*, shall receive and apply to the Maintenance of every Soldier, during the Period of his Imprisonment, Sixpence *per Diem*, which the Secretary at War shall cause to be issued out of the Subsistence of such Soldier, upon Application in Writing, signed by any Justice within whose Jurisdiction such Place of Confinement shall be locally situated, together with a Copy of the Order of Commitment; and such Gaoler is hereby required to receive and confine every Deserter who shall be delivered into his Custody by any Soldier conveying such Deserter under lawful Authority, on Production of the Warrant of the Justice of the Peace on which such Deserter shall have been taken, or some Order from the Office of the Secretary at War, or Chief Governor or Governors of *Ireland*; and such Gaoler shall be entitled to One Shilling for the safe Custody of the said Deserter, while halted on the March, and to such Subsistence for his Maintenance as shall be directed by His Majesty's Regulations.

Notice of Expiration of Imprisonment.

XXVII. And be it enacted, That every Gaoler, to whom any Notice shall have been given that any Person in his Custody for any Offence is a Soldier liable to serve His Majesty on the Expiration of his Imprisonment, shall give One Month's Notice of the Period of such Expiration of Imprisonment, or if there shall not be sufficient Time for a Month's Notice, then the longest practicable Notice thereof, to the Secretary at War, or, if in *Ireland*, to the Chief Secretary.

Various Persons subject to the Act.

XXVIII. And be it enacted, That all the Provisions of this Act shall apply to all Persons employed on the Recruiting Service, receiving Pay in respect of such Service, and to the Officers and Persons now or hereafter serving and hired to be employed in the Royal Artillery and Field Train, and Master Gunners and Gunners, and Conductors of Stores, and in the Regiment of Royal Engineers, and in the Corps of Royal Sappers and Miners, and in the Corps of Royal Military Surveyors and Draftsmen, in the Ordnance and in the Commissariat Departments, and who are or shall be serving with any Part of His Majesty's Forces, at Home or Abroad, under the

the Command of any Officer having Commission from His Majesty; and all Storekeepers and other Civil Officers who are or shall be employed by or act under the Ordnance at any of His Majesty's Ordnance Establishments at Foreign Stations; provided that nothing in this Act contained shall extend to affect any Security which has been given by such Storekeeper, Barrack Master, or other Officer, or their Sureties, for the due Performance of their respective Offices, under the Provisions of an Act passed in the Fiftieth Year of the Reign of His late Majesty, to regulate the taking of Securities in all Offices, but that such Bonds and other Securities shall be and remain in full Force and Effect.

Foreign Troops in this Country.

XXIX. And be it enacted, That all Officers and Soldiers of any Troops, being mustered and in Pay, which shall be raised and serving in any of His Majesty's Dominions Abroad, or in Places in Possession of or occupied by His Majesty's Subjects, under the Command of any Officer having any Commission immediately from His Majesty, shall be liable to Martial Law in like Manner as His Majesty's other Forces are; and if such Officers and Soldiers, having been made Prisoners, be sent into *England* or *Ireland*, although not allowed to serve therein, all the Provisions of this Act, in regard to billetting Soldiers, shall apply to such Officers and Soldiers.

Militia and Yeomanry.

XXX. And be it enacted, That nothing in this Act contained shall in anywise be construed to extend to any of the Militia Forces or Yeomanry or Volunteer Corps in *Great Britain* or *Ireland*, excepting only in such Case wherein, by any Act or Acts for regulating any of the said Forces or Corps, the Provisions contained in any Act for punishing Mutiny and Desertion shall be specifically made applicable to the said Corps.

Limitations as to certain Islands.

XXXI. And be it enacted, That this Act shall be construed to extend to the Islands of *Jersey*, *Guernsey*, *Alderney*, *Sark*, and *Man*, and the Islands thereto belonging, as to the Provisions therein for mustering and paying, and to the Provisions for the Trial and Punishment of Officers and Soldiers who shall be charged with Mutiny and Desertion, or any other of the Offences which are by this Act declared to be punishable by the Sentence of a General, or Garrison, or Detachment, or Regimental Court-martial, and also to the Provisions which relate to the Punishment of Persons who shall conceal Deserters, or shall knowingly buy, exchange, or otherwise receive any Arms, Clothes, Military Furniture or Regimental Necessaries from any Soldier or Deserter, or who shall cause the Colour of any such Clothes to be changed.

Enlisting and swearing of Recruits.

XXXII. And be it enacted, That every Person who shall receive Enlisting Money from any Person employed in the Recruiting Service, he being an Officer, Non-commissioned Officer, or an attested Soldier, shall be deemed to be enlisted as a Soldier in His Majesty's Service, and while he shall remain with the Recruiting Party shall be entitled to be billetted; and every Person who shall enlist any Recruit shall first ask the Person offering to enlist, whether he does or does not belong to the Militia, and shall cause to be taken down, in Writing,

the Name and Place of Abode of such Recruit; and when any Person shall be enlisted as a Soldier in His Majesty's Land Service, he shall, within Four Days, but not sooner than Twenty-four Hours after such enlisting, appear, together with some Person employed in the Recruiting Service of the Party with which he shall have enlisted, before a Justice residing in the Vicinity of the Place, and acting for the Division or District where such Recruit shall have been enlisted, and not being an Officer in the Army; and if such Recruit shall declare his having voluntarily enlisted, the said Justice shall cause to be read to him the Notice contained in the Schedule to this Act annexed, and shall examine him as to whether he does or does not belong to the Militia, and shall require the Recruit to sign a Declaration in the Form in the said Schedule, and he is hereby required forthwith to cause to be read over in his own Presence to such Recruit the First and Second Article of the Second Section of the Articles of War against Mutiny and Desertion, and to administer to such Recruit the Oath of Allegiance and Fidelity, and Oath in the Schedule to this Act annexed, for limited or unlimited Service, or for Service in the Forces of the *East India* Company, as may be applicable to the Case of the Recruit, and no other Oaths, any thing in any Acts to the contrary notwithstanding; and the said Justice is hereby required forthwith to certify, under his Hand, the enlisting and swearing, in the Form attached to such Oaths respectively, together with the Place of Birth, Age, and Calling, if known, of such Recruit; and if any such Recruit so to be certified shall refuse to take the Oath of Allegiance and Fidelity before the said Justice, it shall be lawful for the Officer or Non-commissioned Officer with whom he enlisted to detain and confine such Person until he shall take the said Oath of Fidelity.

Dissent and Relief from Enlistment.

XXXIII. And be it enacted, That any Recruit appearing as aforesaid before such Justice shall be at liberty to declare his Dissent to such Enlisting, and upon such Declaration, and returning the Enlisting Money, and also paying the Sum of Twenty Shillings for the Charges expended upon him, together with the full Amount of Subsistence and Beer Money which shall have been paid to such Recruit subsequent to the Period of his having been enlisted, shall be forthwith discharged and set at liberty, in the Presence of such Justice; but if such Person shall refuse or neglect, within the Space of Twenty-four Hours after so declaring his Dissent, to return such Money as aforesaid, he shall be deemed and taken to be enlisted as if he had given his Assent thereto before the said Justice: Provided also, that it shall be lawful for any Justice to discharge any Person who shall have hastily enlisted, and who shall apply to him to declare his Dissent within such Four Days as aforesaid, upon Payment of the Sum of Money required to be paid by any Recruit declaring his Dissent under this Act, notwithstanding no Person belonging to the Recruiting Party shall be with the Recruit, if it shall appear to such Justice, upon Proof to his Satisfaction, that the Recruiting Party has left the Place where such Recruit was enlisted, or that the Recruit could not procure any Person belonging to such Party to go with him before the Justice; and the Sum paid by such Recruit upon his Discharge shall be kept by the Justice, and paid to any Person belonging to the Recruiting Party entitled thereto demanding

demanding the same; provided that no Recruit who has been actually, though erroneously, discharged by the Justice, before the Expiration of Twenty-four Hours after the Time of his Enlistment, shall be liable on that Account to be proceeded against as having deserted from His Majesty's Service; and the Justice who shall discharge any Recruit shall in every Case give a Certificate thereof, signed with his Hand, to the Recruit, specifying the Cause thereof.

Offences connected with Enlistment.

XXXIV. And be it enacted, That if any Recruit shall receive the Enlisting Money from any Person employed in the Recruiting Service (knowing it to be such), and shall abscond or refuse to go before such Justice, or shall thereafter absent himself from the Recruiting Party or Person with whom he enlisted, and shall not voluntarily return to go before some Justice within such Period of Four Days aforesaid, such Recruit shall be deemed to be enlisted and a Soldier in His Majesty's Service, as fully to all Intents and Purposes as if he had been duly attested, and may be apprehended and punished as a Deserter, or for being absent without Leave, under any Articles of War made for Punishment of Mutiny and Desertion; and such Recruit shall not be discharged by any Justice of the Peace after the Expiration of such Four Days as aforesaid, unless it shall be proved to the Satisfaction of such Justice that the true Name and Residence of the Recruit was disclosed and known to the Recruiting Party, and that no Notice was given to the Recruit, or left at his usual Place of Abode, of his having so enlisted; provided that in every Case wherein any Recruit shall have received Enlisting Money, and shall have absconded from the Party, so that it shall not be possible immediately to apprehend and bring him before a Justice, the Officer or Non-commissioned Officer commanding the Party shall produce to the Justice before whom the Recruit ought regularly to have been brought for Attestation a Certificate of the Name and Place of Residence of such Recruit; and the Justice to whom such Certificate shall be produced shall, after satisfying himself that the Recruit who had absconded cannot be found and apprehended, transmit a Duplicate thereof to His Majesty's Secretary at War, or, if in *Ireland*, to the Chief Secretary, in order that, in the Event of such Recruit being afterwards apprehended and reported as a Deserter, the Facts of his having received Enlisting Money, and having absconded after having been enlisted, may be ascertained before he be finally adjudged to be a Deserter; and any Recruit who shall enlist into His Majesty's Forces, and who shall be discovered to be incapable of active Service by reason of any Infirmity concealed or not declared by such Recruit before the Justice at the Time of his Attestation, and mentioned at the Foot thereof, may be transferred into any Garrison or Veteran or Invalid Battalion, or into His Majesty's Marine Forces, notwithstanding he shall have enlisted for any particular Regiment, and shall be entitled to receive such Proportion or Residue of Bounty only as His Majesty may allow in that Behalf, instead of the Bounty upon which such Man shall have been enlisted, any thing in any Act or Acts, or any Rules and Regulations relating to Soldiers, to the contrary notwithstanding; and it shall be lawful for any Two Justices before whom such Recruit shall be brought, and who shall be proved, upon Oath before

before them, to have wilfully concealed any such Infirmity upon being attested, or to have designedly made any false Representation as aforesaid, to adjudge such Person to be a Rogue and Vagabond, and to sentence him to such Punishment as by any Law now in force may be inflicted upon Rogues and Vagabonds and Vagrants and incorrigible Rogues; and any Recruit who shall designedly make any false Representation of any Particular contained in the Oaths and Certificates in the Schedule to this Act annexed, before the Justice at the Time of his Attestation, and shall obtain any Enlisting Money, or any Bounty for entering into His Majesty's Service, or any other Money, shall be deemed guilty of obtaining Money under false Pretences, within the true Intent and Meaning, if in *England*, of an Act, intituled *An Act for consolidating and amending the Laws in* England *relative to Larceny and other Offences connected therewith;* and if in *Ireland*, of an Act passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act for consolidating and amending the Laws in* Ireland *relative to Larceny and other Offences connected therewith;* and the Production of such Certificate, and Proof of the Handwriting of the Justice giving such Certificate, shall be sufficient Evidence of such Party having represented the several Particulars contained in the Oath sworn by him, and specified in the Certificate of the Justice at the Time of his being attested; and that Proof by the Oath of One or more credible Witnesses, that the Person so prosecuted hath voluntarily acknowledged that at the Time of his Enlistment he belonged to the Militia, or to any Regiment in His Majesty's Service, or to His Majesty's Navy or Marines, shall be deemed and taken as Evidence of the Fact so by him acknowledged, without Production of any Roll or other Document to prove the same; and any Man who at the Time of offering to enlist shall deny that he is a Militia Man then actually enrolled and engaged to serve, or shall deny to the Justice before whom he shall be attested that he belongs to the Militia, shall, on Conviction thereof before any One Justice in the United Kingdom, either upon Oath of One Witness or upon his own Confession, or upon the Production of the Attestation, and the beforementioned Declaration of such Person, certified by the Secretary at War, or Deputy Secretary at War, be committed to the Common Gaol or House of Correction, there to remain without Bail or Mainprize for and during any Time not exceeding Six Calendar Months, over and above any Penalty or Punishment to which such Person so offending may be otherwise liable; and shall, from the Day on which his Engagement to serve in the Militia shall end, and not sooner, belong as a Soldier to the Corps of His Majesty's Regular Forces or of the *East India* Company's Forces, into which he shall have so enlisted; provided that every such Person shall be liable to serve, within the United Kingdom of *Great Britain* and *Ireland*, in any Regiment, Battalion, or Corps of His Majesty's Regular Forces, or of the *East India* Company's Forces, in which he has so enlisted, during all the Time the Militia to which he shall belong shall remain disembodied, or shall not be called out for Training or Exercise, and shall during all such Time be subject to all the Provisions of this Act, and liable to be apprehended and dealt with and punished as a Deserter from the Corps in which he shall have so enlisted, if he shall neglect or refuse to join and serve in such Corps as aforesaid.

XXXV. And

XXXV. And be it enacted, That every Military Officer who shall act contrary to the Provisions of this Act in any Respect regarding the enlisting and attesting of Recruits for His Majesty's Service, shall, upon Proof thereof, upon Oath by Two Witnesses before a General Court-martial, which is hereby authorized to administer such Oath, be cashiered, and disabled to hold any Civil or Military Office or Employment in His Majesty's Service. Penalty on Officers offending against Laws regarding Enlistment.

XXXVI. And whereas it is expedient that Provisions should be made for the enlisting and attesting of Soldiers desirous of re-enlisting, and others desirous of enlisting, Abroad; be it therefore enacted, That it shall be lawful for any Person duly appointed by His Majesty by any Warrant signed by the Secretary at War in that Behalf, and not being a General Officer nor holding any Regimental Commission, to enlist and attest, out of *Great Britain* or *Ireland*, any Soldiers or Persons desirous of enlisting or re-enlisting into His Majesty's Service; and any Person so appointed shall have the same Powers in that Behalf as are given to Justices in the United Kingdom for all such Purposes of Enlistment and Attestation; and any Person so enlisted or re-enlisted shall be deemed to be an attested Soldier; and as often as any Corps shall be relieved or be disbanded at any Station beyond the Seas, it shall be lawful for any Officers thereunto authorized by the Officer commanding in chief at such Station, to enlist as many of the Soldiers belonging to the Corps leaving the Station as shall be willing and fit for Service for any Corps appointed to remain; and every Soldier so enlisted is hereby deemed to be discharged from his former Corps; and an attested Certificate of Transfer shall be delivered to the Soldier. Enlistment and Re-enlistment Abroad.

XXXVII. And be it enacted, That all Negroes purchased by or on account of His Majesty, His Heirs and Successors, and serving in any of His Majesty's Forces, shall be deemed and taken to be free in every respect as if born free in any Part of His Majesty's Dominions, and shall be considered as Soldiers having voluntarily enlisted in His Majesty's Service; provided that nothing contained in this Act as to enlisting for limited Periods of Service, or in any other Act as to any Rules or Regulations for granting Pensions or Allowances to Soldiers discharged after certain Periods of Service, shall extend to any Negroes so purchased. Enlistment of Negroes.

XXXVIII. And be it enacted, That any Person duly bound as an Apprentice who shall enlist as a Soldier in His Majesty's Land Service, and shall state to the Magistrate before whom he shall be carried and attested that he is not an Apprentice, shall, on Conviction thereof, be liable to be indicted and punished for obtaining Money under false Pretences, and shall, after the Expiration of his Apprenticeship, whether he shall have been so convicted and punished, or not, be liable to serve as a Soldier in any of His Majesty's Regular Forces; and if on the Expiration of his Apprenticeship he shall not deliver himself up to some Officer authorized to receive Recruits, may be taken as a Deserter from His Majesty's Forces. Apprentice enlisting not exempt from Military Service.

Claims of Masters to Apprentices.

XXXIX. And be it enacted, That no Master shall be entitled to claim an Apprentice who shall enlist as a Soldier in His Majesty's Service, unless he shall, within One Calendar Month after such Apprentice shall have left his Service, go before some Justice and take the Oath mentioned in the Schedule to this Act annexed, and produce the Certificate of such Justice of his having taken such Oath, which Certificate such Justice is required to give in the Form in the Schedule to this Act annexed; and unless such Apprentice shall have been bound, if in *England*, for the full Term of Seven Years, not having been above the Age of Fourteen when so bound, and, if in *Ireland* or in the *British* Isles, for the full Term of Five Years at the least, not having been above the Age of Sixteen when so bound, and, if in *Scotland*, for the full Term at least of Four Years, by a regular Contract or Indenture of Apprenticeship, duly extended, signed, and tested, and binding on both Parties by the Law of *Scotland*, prior to the Period of Enlistment, and unless such Contract or Indenture so duly executed shall, within Three Months after the Commencement of the Apprenticeship, and before the Period of Enlistment, have been produced to a Justice of the Peace of the County wherein the Parties reside, and there shall have been indorsed thereon by such Justice a Certificate or Declaration signed by him, specifying the Date when and the Person by whom such Contract or Indenture shall have been so produced, which Certificate or Declaration such Justice of the Peace is hereby required to indorse and sign; and unless such Apprentice shall, when claimed by such Master, be under Twenty-one Years of Age; provided that any Master of an Apprentice indentured for the Sea Service shall be entitled to claim and recover him in the Form and Manner above directed, notwithstanding such Apprentice may have been bound for a less Term than Seven, Five, or Four Years as aforesaid; and any such Master, who shall give up the Indentures of Apprenticeship within One Month after the enlisting of such Apprentice, shall be entitled to receive, to his own Use, so much of the Bounty payable to such Recruit, after deducting therefrom Two Guineas to provide him with Necessaries, as shall not have been paid to such Recruit before Notice given of his being an Apprentice.

Punishment of Apprentices enlisting.

XL. And be it enacted, That no Apprentice claimed by his Master shall be taken from any Corps or Recruiting Party but under a Warrant of a Justice residing near and within whose Jurisdiction such Apprentice shall then happen to be, before whom he shall be carried, and such Justice shall enquire into the Matter upon Oath, which Oath he is hereby empowered to administer, and shall require the Production and Proof of the Indenture, and that Notice of the said Warrant has been given to the Commanding Officer, and a Copy thereof left with some Officer or Non-commissioned Officer of the Party, and that such Person so enlisted declared that he was no Apprentice; and such Justice, if required by such Officer or Non-commissioned Officer, shall commit the Offender to the Common Gaol of the said Place, and shall keep the Indenture, to be produced when required, and shall bind over such Person as he may think proper to give Evidence against the Offender, who shall be tried at the next or next succeeding

succeeding General or Quarter Sessions of the County, Division, or Place, unless the Court shall on just Cause put off the Trial; and the Production of the Indenture, with the Certificate of the Justices that the same was proved, shall be sufficient Evidence of the said Indenture; and every such Offender, in *Scotland*, may be tried by the Judge Ordinary in the County or Stewartry, in such and the like Manner as any Person may be tried in *Scotland* for any Offence not inferring a Capital Punishment; provided that any Justice not required as aforesaid to commit such Apprentice may deliver him to his Master.

Musters, and Penalty on false Musters.

XLI. And be it enacted, That Musters shall be taken of every Regiment, Troop, or Company in His Majesty's Service Twice at the least in every Year, at such Times as shall be appointed; and no Soldier shall be absent from such Musters, unless properly certified to be employed on some other Duty of the Regiment, or to be sick, or in Prison, or on Furlough; and every Person who shall give or procure to be given any untrue Certificate, whereby to excuse any Soldier for his Absence from any Muster or any other Service which he ought to attend or perform, or shall make any false or untrue Muster of Man or Horse, or shall wittingly or willingly allow or sign the Muster Roll wherein such false Muster is contained, or any Duplicate thereof, or who shall directly or indirectly take or cause to be taken any Money or Gratuity for mustering any Soldiers, or for signing any Muster Rolls or Duplicate thereof, or shall knowingly muster any Person by a wrong Name, upon Proof thereof upon Oath made by Two Witnesses before a General Court-martial, shall for such Offence be forthwith cashiered, and shall be thereby utterly disabled to have or hold any Civil or Military Office or Employment within the United Kingdom of *Great Britain* and *Ireland*, or in His Majesty's Service; and any Person who shall falsely be mustered or offer himself to be mustered, or lend or furnish any Horse to be falsely mustered, shall, upon Oath made by Two Witnesses before some Justice of the Peace residing near the Place where such Muster shall be made, forfeit the Sum of Twenty Pounds; and the Informer, if he belong to His Majesty's Service, shall, if he demand it, be forthwith discharged.

Musters in and near Westminster.

XLII. And be it enacted, That Forty-eight Hours Notice shall be given to Six Justices, not being Officers of the Army, residing within the City and Liberties of *Westminster* and Borough of *Southwark*, of the Muster to be taken of His Majesty's Forces quartered within the said City and Liberties and Borough; and no Officer shall proceed to take such Musters, under Penalty of Fifty Pounds, except in the Presence of Two or more Justices, who shall take cognizance of such Muster, and sign the same, unless such Justices shall neglect to attend, of which Neglect, as well as of the proper Notice being given to such Justices, Oath shall be made, within Forty-eight Hours after such Muster, before any Justice; and the Officer appointed to take the Half-yearly Musters of any of His Majesty's Forces, at any Place Ten Miles distant from *London*, shall close the Muster Rolls within Twenty-four Hours after the said Muster has been made, and send a Copy thereof, within Seven Days, to the Secretary at War.

XLIII. And

Forfeiture of Pay.

XLIII. And be it enacted, That no Soldier shall be entitled to Pay during his Absence from Duty in His Majesty's Service in consequence of any Offence, Civil or Military, or any Imprisonment under any Sentence of any Court, or by reason of any Arrest for Debt, or as a Prisoner of War; provided that any Non-commissioned Officer, or any Soldier, acquitted of the Offence for which he was committed, shall, upon Return to his Duty in his Corps, be entitled to receive all Arrears of Pay growing due during his Confinement; and upon rejoining His Majesty's Service from being a Prisoner of War, due Enquiry shall be made by a Court-martial, and if it shall be proved to the Satisfaction of such Court that the said Soldier was taken Prisoner without wilful Neglect of Duty on his Part, and that he hath not served with or under or in any Manner aided the Enemy, and that he hath returned as soon as possible to His Majesty's Service, he may thereupon be recommended by such Court to receive either the Whole of such Arrears of Pay, or a Proportion thereof; and no Soldier who shall have been confined under any legal Sentence shall be allowed to reckon towards Pay or Pension any Part of the Period from the Day of his first Commitment to the Day of rejoining his Corps; provided that it shall be lawful for His Majesty's Secretary at War to order or withhold the Payment of the Whole or any Part of the Pay of any Officer or Soldier during the Period of his Confinement, whether before or after Conviction, or to issue any Part of the Pay of a Prisoner of War which he may think proper.

Furlough Pay.

XLIV. And be it enacted, That when there shall not be any Military Officer of Rank, not inferior to Captain, or any Adjutant of Regular Militia, within convenient Distance of the Place where any Non-commissioned Officer or Soldier on Furlough shall be detained by Sickness or other Casualty rendering necessary any Extension of such Furlough, it shall be lawful for any Justice, who shall be satisfied of such Necessity, to grant an Extension of Furlough for a Period not exceeding One Month; and the said Justice shall immediately certify such Extension, and the Cause thereof, to the Commanding Officer of the Corps or Detachment to which the Man belongs, if known, and if not, then to the Agent of the Regiment, in order that the proper Sum may be remitted to the Soldier, who shall not during the Period of such Extension of Furlough be liable to be treated as a Deserter; provided that nothing herein contained shall be construed to exempt any Soldier from Trial and Punishment, according to the Provision of this Act, for any false Representation made by him in that Behalf to the said Justice, or for any Breach of Discipline committed by him in applying for and obtaining the said Extension of Furlough.

Marching Money on Discharge.

XLV. And be it enacted, That every Soldier entitled to his Discharge shall, if then serving Abroad, be sent, if he shall so require it, to *Great Britain* or *Ireland* free of Expence, and shall be entitled to receive Marching Money from the Place of his being landed (or, if discharged at Home, shall receive Marching Money from the Place of his Discharge,) to the Parish or Place in which he shall have been originally enlisted.

XLVI. And

Commissaries to attest their Accounts.

XLVI. And be it enacted, That all Commissaries, upon making up their Accounts, and also upon returning from any Foreign Service, shall take the Oath described in the Schedule to this Act annexed; which Oath, if taken in any Part of the United Kingdom, shall be taken before some Justice, and, if taken on Foreign Service, before the Officer commanding in chief, or the Second in command, or the Quarter Master or Deputy Quarter Master General, or any Assistant Quarter Master General of the Army to which he shall be attached, who shall respectively have Power to administer the same.

Issue of Pay of the Army.

XLVII. And be it enacted, That no Secretary at War, Paymaster General of the Army, Paymaster, or any other Officer whatsoever, or their under Officers, shall receive any Fees or make any Deductions whatsoever out of the Pay of any Officer or Soldier in His Majesty's Army, or from their Agents, which shall grow due from and after the Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine, other than the usual Deductions, or such other necessary Deductions as shall from Time to Time be required by His Majesty's Regulations, or by His Majesty's Order signified by the Secretary at War; and every Paymaster or other Officer having received any Officer or Soldier's Pay, who shall unlawfully detain the same for the Space of One Month, or refuse to pay the same when it shall become due, according to the several Rates and agreeably to the several Regulations established by His Majesty's Orders, shall, upon Proof thereof before a Court-martial, be discharged from his Employment, and shall forfeit One hundred Pounds, and the Informer, if a Soldier, if he demands it, shall be discharged from any further Service; provided that it shall be lawful for His Majesty's Secretary at War to give Orders for withholding the Pay of any Officer or Soldier for any Period during which such Officer, Non-commissioned Officer, or Soldier shall be absent without Leave, or improperly absent from his Corps and from his Duty; or, in case of any Doubt as to the proper Issue of such Pay, to withhold it from the Parties aforesaid until His Majesty's Orders shall have been signified by the Secretary at War.

Agent, Penalty for Disobedience.

XLVIII. And for enforcing a prompt Observance of the Rules and Orders for the due Appropriation of the Public Funds applicable to Army Services, and in order that a true and regular Account may be kept and rendered by the Agents of the several Corps, be it enacted, That the said Agents are hereby required to observe such Orders as shall from Time to Time be given by His Majesty under His Sign Manual, or by the Secretary at War, or by His Majesty's Chief Governor or Governors of *Ireland*, or by the Lord Treasurer or Commissioners of the Treasury; and if any Person, being or having been an Agent, shall refuse or neglect to comply with such Orders in relation to his Duty as Agent, or shall unlawfully withhold or detain the Pay of any Officer or Soldier after the Space of One Month after the Receipt thereof, he shall for the First Offence forfeit the Sum of One hundred Pounds; and, if still an Agent, for the Second Offence be discharged from his Employment as an Army Agent, and be utterly disabled to have or hold such Employment thereafter; or, if he shall have ceased to be an Army Agent, shall

for the Second and every succeeding Offence forfeit the Sum of Two hundred Pounds.

How and where Troops may be billetted.

XLIX. And whereas by the Petition of Right, in the Third Year of King *Charles* the First, it is enacted and declared, that the People of the Land are not by the Laws to be burthened with the sojourning of Soldiers against their Wills; and by a Clause in an Act of the Parliament of *England*, made in the Thirty-first Year of the Reign of King *Charles* the Second, for granting a Supply to His Majesty of Two hundred and six thousand four hundred sixty-two Pounds Seventeen Shillings and Three-pence, for paying and disbanding the Forces, it is declared and enacted, that no Officer, Civil or Military, nor other Person whomsoever, should from thenceforth presume to place, quarter, or billet any Soldier upon any Subject or Inhabitant of this Realm, of any Degree, Quality, or Profession whatsoever, without his Consent, and that it shall be lawful for any Subject or Inhabitant to refuse to quarter any Soldier, notwithstanding any Warrant or Billetting whatsoever: And whereas by an Act passed in *Ireland* in the Sixth Year of the Reign of Queen *Anne*, intituled *An Act to prevent the Disorders that may happen by the marching of Soldiers, and providing Carriages for the Baggage of Soldiers on their March*, it was enacted, that no Officer, Soldier, or Trooper in the Army, nor the Servant of any Officer, nor any Attendant on the Train of Artillery, should, at any Time thereafter, be allowed any Quarters in any Part of *Ireland*, save only during such Time as he or they should be and remain in some Sea-port Town in order to be transported, or during such Time as there should be any Commotion in any Part of *Ireland*, by reason of which Emergency the Army should be commanded to march from any Part of *Ireland* to another: But forasmuch as at this Time and during the Continuance of this Act there is and may be Occasion for the marching and quartering of Regiments, Troops, and Companies in several Parts of the United Kingdom of *Great Britain* and *Ireland*, be it further enacted, That it shall be lawful for all Constables of Parishes and Places, and other Persons specified in this Act, in *England* and *Ireland*, and they are hereby required, to billet the Officers and Soldiers in His Majesty's Service, and Persons receiving Pay in His Majesty's Army, and the Horses belonging to His Majesty's Cavalry, and also all Staff and Field Officers Horses, and all Bât and Baggage Horses belonging to any of His Majesty's other Forces, when on actual Service, not exceeding for each Officer the Number for which Forage is or shall be allowed by His Majesty's Regulations, in Victualling Houses and other Houses specified in this Act, (taking care in *Ireland* not to billet less than Two Men in any One House, except only in case of billetting Cavalry as specially provided); and they shall be received by the Occupiers of such Houses in which they are so allowed to be billetted, and furnished with Stables, Hay, and Straw for such Horses as aforesaid, and in *England* with Diet and Small Beer, paying and allowing for the same the several Rates that are or shall be established by any Act in force in that respect, and for Forage in *Ireland* the Rates established by the Lord Lieutenant or other sufficient Authority from Time to Time, the same to be

regulated by the average Rate of Contracts for Forage in *Ireland*, and for the Use of Stables in *Ireland* Four-pence *per* Week for each Horse, to be paid only during the Time when such Horses shall be provided with Hay and Straw by Contract, and not by the Occupiers of such Houses as aforesaid; and at no Time when Troops are on a March shall any of them, whether Infantry or Cavalry, be billetted above One Mile from the Place mentioned in the Route; and in all Places where Cavalry shall be billetted in pursuance of this Act, the Men and their Horses shall be billetted in one and the same House, except in case of Necessity; and in no other Case whatsoever shall there be less than One Man billetted where there shall be One or Two Horses, nor less than Two Men where there shall be Four Horses, and so in proportion for a greater Number; and in such Case each Man shall be billetted as near his Horse as possible; and the Constables are hereby required to billet all Soldiers and their Horses on their March in a just and equal Proportion upon the Keepers of all Houses within One Mile of the Place mentioned in the Route, although some of such Houses may be in the adjoining County, in like Manner in every respect as if such Houses were locally situate within such Place; provided that nothing herein contained shall be construed to extend to authorize any Constable to billet Soldiers out of the County to which such Constable belongs, when the Constable of the adjoining County shall be present, and undertake to billet the due Proportion of Men in such adjoining County; and no more Billets shall at any Time be ordered than there are effective Soldiers and Horses present to be billetted; all which Billets, when made out by such Constables, shall be delivered into the Hands of the Commanding Officer present; and if any Person shall find himself aggrieved by having an undue Proportion of Soldiers billetted in his House, and shall prefer his Complaint, if against a Constable or other Person not being a Justice, to One or more Justices, and if against a Justice, then to Two or more Justices within whose Jurisdiction such Soldiers are billetted, such Justices respectively shall have Power to order such of the Soldiers to be removed and to be billetted upon other Persons, as they shall see Cause; and when any of His Majesty's Cavalry or any Horses as aforesaid shall be billetted upon the Occupiers of Houses in which Officers or Soldiers may be quartered by virtue of this Act, who shall have no Stables, then and in such Case, and upon Complaint made by the Person having no Stables to Two or more Justices within whose Jurisdiction such Horses shall be so billetted, it shall be lawful for such Justices to order the Men and their Horses, or Horses only, to be billetted upon some other Person or Persons who have Stables by this Act liable to have Officers and Soldiers billetted upon them, and to order a proper Allowance to be paid by the Persons relieved to the Persons receiving such Men and Horses, or to be applied in the furnishing the requisite Accommodation; and Commanding Officers may exchange any Man or Horse billetted in any Place with another Man or Horse billetted in the same Place, for the Benefit of the Service, provided the Number of Men and Horses do not exceed the Number at that Time billetted on such Houses; and the Constables are hereby required to billet such Men and Horses so exchanged accordingly; and it shall be lawful for any Justice, at the Request of any Officer or Non-commissioned Officer commanding

any

any Soldiers requiring Billets, to extend any Routes or enlarge the District within which Billets shall be required, in such Manner as shall appear to be most convenient to the Troops; provided that, to prevent or punish all Abuses in billetting Soldiers, it shall be lawful for any Justice within his Jurisdiction, by Warrant or Order under his Hand, to require any Constable to give him an Account in Writing of the Number of Officers and Soldiers who shall be quartered by such Constable, together with the Names of the Persons upon whom such Officers and Soldiers are billetted, stating the Street or Place where such Persons dwell, and the Signs, if any, belonging to those Houses; and it shall be lawful to billet Officers and Soldiers in *Scotland* according to the Provisions of the Laws in force in *Scotland* at the Time of its Union with *England*; and no Officer shall be obliged to pay for his Lodging where he shall be regularly billetted, except in the Suburbs of *Edinburgh*.

Billetting the Guards in and near Westminster.

L. And be it enacted, That the Officers and Soldiers of His Majesty's Foot Guards shall be billetted within the City and Liberties of *Westminster*, and Places adjacent, lying in the County of *Middlesex*, (except the City of *London*,) and in the County of *Surrey*, and in the Borough of *Southwark*, in the same Manner and under the same Regulations as in other Parts of *England*, in all Cases for which particular Provision is not made by this Act; and the High Constable shall, on Receipt of the Order for billetting Soldiers, deliver Precepts to the several Constables within their respective Divisions, in pursuance of which the said Constables shall billet such Officers and Soldiers equally and proportionally on the Houses subjected thereto by this Act; and the said Constables shall, at every General Quarter Sessions of the Peace to be holden for the said City and Liberties, Counties and Borough respectively, make and deliver to the Justices then in open Session assembled, upon Oath, which Oath the said Justices are hereby required to administer, Lists, signed by them respectively, of the Houses subject by this Act to receive Officers and Soldiers, together with the Names and Rank of all Officers and Soldiers billetted on each respectively, which Lists shall remain with the respective Clerks of the Peace, for the Inspection of all Persons, without Fee or Reward; and such Clerk shall forthwith from Time to Time deliver to any Persons who shall require the same true Copies of any such Lists, upon being paid Two-pence a Sheet for the same, each Sheet to contain at least One hundred and fifty Words.

Military Officer not to act as a Justice.

LI. And be it enacted, That no Justice having or executing any Military Office or Commission in any Part of the United Kingdom shall, directly or indirectly, be concerned in the billetting or appointing Quarters for any Soldier in the Regiment, Troop, or Company under the immediate Command of such Justice, but that all Warrants, Acts, or Things so appointed by such Justice for or concerning the same shall be void.

Allowance to Innkeepers.

LII. And be it enacted, That in case any Victualler or other Person on whom Soldiers may be billetted, except on the March, shall be desirous to furnish such Soldiers with Candles, Vinegar, and Salt, *gratis*, and to allow to such Soldiers the Use of Fire and the necessary

sary Utensils for dressing and eating their Meat, and shall give Notice of such his Desire to the Commanding Officer, and shall actually furnish the same, then the Soldiers so billetted shall provide their own Victuals and Small Beer; and every Officer to whom it belongs to receive or who does actually receive the Pay for any Officers or Soldiers, shall every Four Days, or before they shall quit their Quarters if they shall not remain so long as Four Days, settle the just Demands of all Victuallers or other Persons upon whom such Officers and Soldiers are billetted, out of their Pay and Subsistence, before any Part of the said Pay or Subsistence be distributed to them respectively; and if any Officer as aforesaid shall not pay the same, upon Complaint and Oath made thereof by any Two Witnesses at the next Quarter Session for the County or City where such Quarters were situated, the Secretary at War is hereby required (upon Certificate of the Justices before whom such Oath was made of the Sum due upon such Accounts, and the Persons to whom the same is owing,) to give Orders to the Regimental Agent to pay the said Sums, and to charge the same against such Officers; and in case of any Soldier being suddenly ordered to march, and that the respective Commanding Officers are not enabled to make Payment of the Sums due for the Lodgings of the Men and Stabling for the Horses, every such Officer shall, before his Departure, make up the Account with every Person upon whom such Soldier may have been billetted, and sign a Certificate thereof, which Account and Certificate shall be transmitted to the Agent of the Regiment, who is hereby required to make immediate Payment thereof, and to charge the same to the Account of such Officer.

Use of General Terms.

LIII. And be it enacted, That all Clauses and Provisions in this Act contained relating to *England* shall be construed to extend to *Wales* and the Town of *Berwick-upon-Tweed*; and all Clauses and Provisions relating to the *British* Isles shall be construed to extend to *Guernsey*, *Jersey*, *Alderney*, *Sark*, and *Man*, and all Isles thereto and to *England* and *Ireland* belonging; and all Clauses and Provisions relating to Soldiers shall be construed to extend to Non-commissioned Officers, unless when otherwise provided; and all Clauses and Provisions relating to Justices shall be construed to extend to all Magistrates authorized to act as such in their respective Jurisdictions, and to Chief Magistrates of exclusive local Jurisdictions; and all the Powers given to and Regulations made for the Conduct of Constables in relation to the billetting of Officers and Soldiers, and all Penalties and Forfeitures for any Neglect thereof, shall extend to all Tithingmen, Headboroughs, and such like Officers, and High Constables and other Chief Officers and Magistrates of Cities, Towns, Villages, Hamlets, Parishes, and Places in *England* and *Ireland*, and, on their Default or Absence, to any Justice of the Peace inhabiting in or near to any City, Town, Village, or Place, who shall act in the Execution of this Act in relation to billetting; and all Provisions for billetting Officers and Soldiers in Victualling Houses shall extend and apply to all Inns, Livery Stables, Alehouses, and to the Houses of Sellers of Wine by Retail, whether *British* or Foreign, to be drank in their own Houses, or Places thereunto belonging, and to all Houses

Powers and Regulations as to Billets.

of Persons selling Brandy, Strong Waters, Cider, or Metheglin, by Retail, in *England* and *Ireland*; and in *Ireland*, when there shall not be found sufficient Room in such Houses, then to billetting Soldiers in such Manner as has been heretofore customary; provided that no Officer or Soldier shall be billetted in *England* in any private Houses, or in any Canteen held or occupied under the Authority of the Ordnance Department, or upon Persons who keep Taverns only, being Vintners of the City of *London*, admitted to their Freedom of the said Company in right of Patrimony or Apprenticeship, notwithstanding such Persons who keep such Taverns only have taken out Victualling Licences, nor in the House of any Distiller kept for distilling Brandy and Strong Waters, nor in the House of any Shopkeeper whose principal Dealing shall be more in other Goods and Merchandize than in Brandy and Strong Waters, so as such Distillers and Shopkeepers do not permit Tippling in such Houses, nor in the House of Residence in any Part of the United Kingdom of any Foreign Consul duly accredited as such.

Exemptions from Billets.

Supply of Carriages.

LIV. And be it enacted, That for the regular Provision of Carriages for His Majesty's Forces, and their Baggage, in their Marches in *England* and *Ireland*, all Justices of the Peace within their several Jurisdictions, being duly required thereunto by an Order from His Majesty, or the General of His Forces, or the Master General or Lieutenant General of His Majesty's Ordnance, if in *England*, or by an Order from the Lord Lieutenant or Chief Governors of *Ireland*, or from the Officer commanding His Majesty's Forces in *Ireland*, or other Person duly authorized in that Behalf, shall, on Production of such Order to such Justices by some Officer or Non-commissioned Officer of the Regiment so ordered to march, issue a Warrant to any Constable having Authority to act in any Place from, through, near, or to which the Troops shall be ordered to march, (for each of which Warrants the Fee of One Shilling only shall be paid,) requiring him to provide the Carriages, Horses and Oxen, and Drivers therein mentioned, and allowing sufficient Time to do the same, specifying the Places from and to which the said Carriages shall travel, and the Number of Miles between the Places, for which Number only so specified Payment shall be demanded, and which Number of Miles shall not, except in Cases of pressing Emergency, exceed the Day's March prescribed in the Order of Route, and shall in no Case exceed Twenty-five Miles; and the Constables receiving such Warrants shall order such Persons as they shall think proper, having Carriages, to furnish the requisite Supply, who are hereby required to furnish the same accordingly; and when sufficient Carriages cannot be procured within the proper Jurisdiction, any Justice of the next adjoining Jurisdiction shall, by a like Course of Proceeding, supply the Deficiency; and in order that the Burthen of providing Carriages may fall equally, and to prevent Inconvenience arising from there being no Justice residing near the Place where Troops may be quartered on the March, any Justice residing nearest to such Place may cause a List to be made out, at least once in every Year, of all Persons liable to furnish such Carriages, and of the Number and Description of their said Carriages, (which Lists shall at all seasonable Hours be open to the Inspection of the said Persons,) and may by Warrant under his Hand authorize

the Constables within his Jurisdiction to give Orders to provide Carriages, without any Special Warrant for that Purpose, which Orders shall be valid in all respects; and all Orders for such Carriages shall be made from such Lists in regular Rotation, as far as the same can be done.

Rates to be paid, and Mode of proceeding.

LV. And be it enacted, That the Rates to be paid for Carriages impressed shall be, in *England*, for every Mile which a Waggon with Four or more Horses, or a Wain with Six Oxen, or Four Oxen and Two Horses, shall travel, One Shilling; and for every Mile any Waggon with narrow Wheels, or any Cart with Four Horses, carrying not less than Fifteen Hundred Weight, shall travel, Nine-pence; and for every Mile every other Cart or Carriage with less than Four Horses, and not carrying Fifteen Hundred Weight, shall travel, Sixpence; and in *Ireland*, for every Hundred Weight loaded on any Wheel Carriage, One Halfpenny *per* Mile; and such further Rates may be added, not exceeding, in *England*, a total Addition *per* Mile of Four-pence, Three-pence, or Two-pence, to the respective Rates of One Shilling, Nine-pence, or Sixpence, and not exceeding, in *Ireland*, an additional Halfpenny *per* Mile for every Three Hundred Weight, as may seem reasonable to the Justices assembled at General Sessions in *England* and *Ireland*, for their respective Districts; and the Order of such Justices at Sessions shall specify the average Price of Hay and Oats at the nearest Market Town at the Time of fixing such additional Rates, the Period for which the Order shall be enforced not exceeding Ten Days beyond the next General Sessions, (and no such Order shall be valid unless a Copy thereof, signed by the presiding Magistrate and One other Justice, shall be transmitted to the Secretary at War within Three Days after the making thereof); and in *England*, when the Day's March shall exceed Fifteen Miles, the Justice granting his Warrant may fix a further reasonable Compensation, not exceeding the usual Rate of Hire fixed by this Act; and when any additional Rates or Compensation shall be granted, the Justice shall insert in his own Hand, in the Warrant, the Amount thereof, and the Date of the Order of Sessions, if fixed by Sessions, and the Warrant shall be given to the Officer commanding, as his Voucher; provided that the Officer or Non-commissioned Officer demanding Carriages by virtue of the Warrant of a Justice shall, in *England*, pay down in hand the proper Sums into the Hands of the Constables providing Carriages, who shall give Receipts for the same on unstamped Paper; and, in *Ireland*, the Officers or Non-commissioned Officers as aforesaid shall pay the Owners or Drivers of the Carriages, and One Third Part of such Payment shall be made before the Carriage be loaded, and all the said Payments in *Ireland* shall be made, if required, in Presence of a Justice or Constable; provided that no Carriage shall be liable to carry more than Thirty Hundred Weight in *England*, and in *Ireland* no Car shall be liable to carry more than Six Hundred Weight, and no Dray more than Twelve Hundred Weight; but the Owner of such Carriages in *Ireland*, consenting to carry a greater Weight, shall be paid at the same Rate for every Hundred Weight of the said Excess; and the Owners of such Carriages in *Ireland* shall not be compelled to proceed, though with any less Weight, under the Sum of Three-

Three-pence a Mile for each Car, and Sixpence a Mile for each Dray; and the Loading of such Carriages in *Ireland* shall be first weighed, if required, at the Expence of the Owner of the Carriage, if the same can be done in a reasonable Time, without Hindrance of His Majesty's Service; and the providing and paying for Carriages in *Scotland* shall be regulated by the Law in force at the Time of the Union with *England;* provided that a Cart with One or more Horses, for which the Furnisher shall receive Nine-pence a Mile, shall be required to carry Fifteen Hundred Weight at the least; provided that no Penalties or Forfeitures in any Act relating to Highways or Turnpike Roads in the United Kingdom shall apply to the Number of Horses or Oxen, or Weight of Loading of the aforesaid Carriages, which shall not on that Account be stopped or detained.

Supply of Carriages in Cases of Emergency.

LVI. And be it enacted, That it shall be lawful for His Majesty, or the Lord Lieutenant or Chief Governors of *Ireland,* by His or their Order, distinctly stating that a Case of Emergency doth exist, signified by the Secretary at War, or, if in *Ireland,* by the Chief Secretary or Under Secretary, or the First Clerk in the Military Department, to authorize any General or Field Officer commanding His Majesty's Forces in any District or Place, or to the Chief Acting Agent for the Supply of Stores and Provisions, by Writing under his Hand, reciting such Order of His Majesty or Lord Lieutenant or Chief Governor aforesaid, to require all Justices within their several Jurisdictions in *England* and *Ireland* to issue their Warrants for the Provision, not only of Waggons, Wains, Carts, and Cars kept by or belonging to any Person, and for any Use whatsoever, but also of Saddle Horses, Coaches, Post Chaises, Chaises, and other Four-wheeled Carriages kept for Hire, and also of Boats, Barges, and other Vessels used for the Transport of any Commodities whatsoever upon any Canal or Navigable River, as shall be mentioned in the said Warrants, therein specifying the Place and Distance to which such Carriages or Vessels shall go; and on the Production of such Requisition to such Justice by any Officer of the Corps ordered to be conveyed, or by any Officer of the Commissariat or Ordnance Department, such Justice shall take all the same Proceedings in regard to such additional Supply so required on the said Emergency as he is by this Act required to take for the ordinary Provision of Carriages; and all Provisions whatsoever of this Act, as regards the procuring of the ordinary Supply of Carriages, and the Duties of Officers and Non-commissioned Officers, Justices, Constables, and Owners of Carriages, in that Behalf, shall be to all Intents and Purposes applicable for the providing and Payment, according to the Rate of Posting or of Hire usually paid for such other Description of Carriages or Vessels so required on Emergency, according to the Length of the Journey or Voyage in each Case, but making no Allowance for Post Horse Duty, or Turnpike, Canal, River, or Lock Tolls, which Duty or Tolls are hereby declared not to be demandable for such Carriages and Vessels while employed in such Service or returning therefrom; and it shall be lawful to convey thereon, not only the Baggage, Provisions, and Military Stores of such Regiment or Detachment, but also the Officers, Soldiers, Servants, Women, Children, and other Persons of and belonging to the same;

same; and it shall be lawful for the Justices of the Peace assembled at their Quarter Sessions to direct the Treasurer to pay, without Fee, out of the Public Stock of the County or Riding, or if such Public Stock be insufficient, then out of Monies which the said Justices shall have Power to raise for that Purpose, in like Manner as for County Gaols and Bridges, such reasonable Sums as shall have been expended by the Constables within their respective Jurisdictions for the Carriages and Vessels aforesaid, over and above what was or ought to have been paid by the Officer requiring the same, regard being had to the Season of the Year and Condition of the Ways by which such Carriages and Vessels are to pass.

Carriages at Dublin.

LVII. And be it enacted, That whenever it shall be necessary to impress Carriages for the March of Soldiers from *Dublin*, at least Twenty-four Hours Notice of such March, and in case of Emergency as long Notice as the Case will admit, shall be given to the Lord Mayor of *Dublin*, who shall summon a proportionable Number of Cars and Drays, at his Discretion, out of the licensed Cars and Drays and other Cars and Drays within the County of the said City, and they shall by Turns be employed on this Duty at the Prices and under the Regulations herein-before mentioned; and no Country Cars, Drays, or other Carriages coming to Markets in *Ireland* shall be detained or employed against the Will of the Owners in carrying the Baggage of the Army, on any Pretence whatsoever.

Routes in Ireland.

LVIII. And be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor for the Time being of *Ireland*, to depute, by Warrant under his Hand and Seal, some proper Person to sign Routes for the marching of any of His Majesty's Forces in *Ireland*, in the Name of such Lord Lieutenant or Chief Governor.

Tolls.

LIX. And be it enacted, That all His Majesty's Officers and Soldiers, being in proper Staff or Regimental or Military Uniform, Dress or Undress, and their Horses on Duty or on their March, and all Carriages and Horses belonging to His Majesty or employed in His Service, when conveying Persons or Baggage, under the Provisions of this Act, or returning therefrom, shall be exempted from Payment of any Duties and Tolls on embarking or disembarking from or upon any Pier, Wharf, Quay, or Landing Place, or passing Turnpike Roads or Bridges, otherwise demandable by virtue of any Act already made or hereafter to be made; provided that nothing herein contained shall exempt any Boats, Barges, or other Vessels employed in conveying the said Persons, Horses, Baggage, or Stores along any Canal, from Payment of Tolls, in like Manner as other Boats, Barges, and Vessels are liable thereto.

Ferries.

LX. And be it enacted, That when any Soldiers on Service have Occasion in their March to pass regular Ferries in *Scotland*, the Officer commanding may at his Option pass over with his Soldiers as Passengers, and shall pay for himself and each Soldier One Half only of the ordinary Rate payable by single Persons, or may hire the Ferry Boat for himself and his Party, debarring others for that Time,

and shall in such Case pay only Half the ordinary Rate for such Boat.

Penalties upon Civil Subjects offending against the Laws relating to Billets and Carriages.

LXI. And be it enacted, That if any Constable or other Person, who by virtue of this Act shall be employed in billetting any Officers or Soldiers in any Part of the United Kingdom, shall presume to billet any such Officer or Soldier in any House not within the Meaning of this Act, without the Consent of the Owner or Occupier thereof; or shall neglect or refuse to billet any Officer or Soldier on Duty, when thereunto required, in such Manner as is by this Act directed, provided sufficient Notice be given before the Arrival of such Troops; or shall receive, demand, or agree for any Money or Reward whatsoever, in order to excuse any Person from receiving such Officer or Soldier, or shall quarter any of the Wives, Children, Men, or Maid Servants of any Officer or Soldier in any such Houses, against the Consent of the Occupiers; or shall neglect or refuse to execute such Warrants of the Justices as shall be directed to him for providing Carriages, Horses, or Vessels, or shall demand more than the legal Rates for the same; or if any Person appointed by such Constable to provide Carriages, Horses, or Vessels, shall do any Act or Thing by which the Execution of such Warrants shall be hindered; or if any Constable shall neglect to deliver in to the Justices at Quarter Sessions Lists of Officers and Soldiers of the Foot Guards quartered according to the Provision of this Act, or shall cause to be delivered defective Lists of the same; or if any Person, liable by this Act to have any Officer or Soldier quartered on him, shall refuse to receive or to afford proper Accommodation or Diet, or to furnish the several Things directed to be furnished to Officers and Soldiers, or shall neglect or refuse to furnish good and sufficient Stables, together with good and sufficient Hay and Straw for each Horse, at the Rate established by any Act in force in that respect; such Constables, Victualler, and other Persons respectively shall forfeit for every Offence any Sum not exceeding Five Pounds nor less than Forty Shillings.

Penalties upon the Military so offending.

LXII. And be it enacted, That if any Military Officer shall take upon him to quarter Soldiers otherwise than is limited and allowed by this Act, or shall use or offer any Menace or Compulsion to or upon any Mayors, Constables, or other Civil Officers, tending to deter and discourage any of them from performing any Part of their Duty under this Act, or tending to induce any of them to do any thing contrary to their said Duty, such Officer shall for every such Offence (being thereof convicted before any Two or more Justices of the County by the Oath of Two credible Witnesses) be deemed and taken to be *ipso facto* cashiered, and shall be utterly disabled to hold any Military Employment in His Majesty's Service; provided that a Certificate thereof shall be transmitted by the said Justice to the Judge Advocate in *London*, who is hereby required to certify the same to the Commander in Chief and Secretary at War, and that the said Conviction be affirmed at some Quarter Sessions of the Peace of the said County held next after the Expiration of Three Months after such Certificate of the Justice shall have been transmitted as aforesaid; and if any Military Officer shall take, or knowingly suffer to be taken, any

Money or Reward of any Person for excusing the quartering of Officers or Soldiers, or shall billet any of the Wives, Children, Men or Maid Servants of any Officer or Soldier in any House, against the Consent of the Occupier, he shall, upon being convicted thereof before a General Court-martial, be cashiered; and if any Officer shall constrain any Carriage to travel beyond the Distance specified in the Justice's Warrant, or shall not discharge the same in due Time for their Return Home on the same Day, if it be practicable, except in the Case of Emergency, for which the Justice shall have given Licence, or shall compel the Driver of any Carriage to take up any Soldier or Servant (except such as are sick) or any Woman to ride therein, except in case of Emergency as aforesaid, or shall force any Constable, by threatening Words, to provide Saddle Horses for himself or Servants, or shall force Horses from their Owners, or in *Ireland* shall force the Owner to take any Loading until the same shall be first duly weighed, if the same can be done within a reasonable Time, or shall, contrary to the Will of the Owner or his Servant, permit any Person whatsoever to put any greater Load upon any Carriage than is directed by this Act, shall forfeit for every Offence any Sum not exceeding Five Pounds nor less than Forty Shillings.

Penalty on purchasing Soldiers Necessaries, Stores, &c.

LXIII. And be it enacted, That any Person who shall knowingly detain, buy, exchange, or receive from any Soldier or Deserter, or any other Person, on any Pretence whatsoever, or shall solicit or entice any Soldier, knowing him to be such, to sell any Arms, Ammunition, Clothes, or Military Furniture, or any Provisions, or any Sheets or other Articles used in Barracks, provided under Barrack Regulations, or any Regimental Necessaries, or any Article of Forage provided for any Horses belonging to His Majesty's Service, or shall change the Colour of any Clothes as aforesaid, shall forfeit for every Offence the Sum of Ten Pounds, together with Treble the Value of all or any of the several Articles of which such Offender shall so become possessed.

Penalty on unlawful Recruiting.

LXIV. And be it enacted, That all the Persons (except such Recruiting Parties as may be stationed under Military Command) who shall cause to be advertised, posted, or dispersed Bills for the Purpose of procuring Recruits or Substitutes for the Line, Embodied Militia, or *East India* Company's Service, or shall open or keep any House, Place of Rendezvous, or Office, or receive any Person therein under such Bill or Advertisement, as connected with the Recruiting Service, or shall directly or indirectly interfere therewith, without Permission in Writing from the Adjutant General, or from the Directors of the *East India* Company, (as the Case may be,) shall forfeit for every such Offence the Sum of Twenty Pounds.

Penalty on trafficking in Commissions.

LXV. And be it enacted, That every Person, not being an authorized Army Agent, who shall negociate or act as Agent for and in relation to the Purchase, Sale, or Exchange of any Commission in His Majesty's Forces, shall forfeit for every such Offence the Sum of One hundred Pounds; and every Person, whether authorized or not as an Army Agent, who shall receive any Money or Reward in respect of any such Purchase, Sale, or Exchange, or

or shall negociate or receive for any Purpose whatsoever any Money or Consideration where no Price is allowed by His Majesty's Regulations, or any Money or Consideration exceeding the Amount so allowed, shall forfeit One hundred Pounds, and Treble the Value of the Consideration where the Commission is not allowed to be sold, or Treble the Excess of such Consideration beyond the regulated Price.

Penalty on killing Game.

LXVI. And for the better Preservation of Game and Fish in or near such Places where any Officers shall at any Time be quartered, be it enacted, That every Officer who shall, without Leave in Writing from the Persons entitled to grant such Leave, take, kill, or destroy any Game or Fish within the United Kingdom of *Great Britain* and *Ireland*, and upon Complaint thereof shall be, upon Oath of One or more credible Witnesses, convicted before any Justice, shall for every such Offence forfeit the Sum of Five Pounds.

Officers not liable to take Parish Apprentices.

LXVII. And be it enacted, That no Officer of His Majesty's Forces, residing in Barracks or elsewhere under Military Law, shall be deemed liable to have any Parish Poor Child bound Apprentice to him.

Mode of recording Soldier's Settlement.

LXVIII. And be it enacted, That any Justice in the United Kingdom, within whose Jurisdiction any Soldier having a Wife or Child shall be billetted, may summon such Soldier before him in the Place where he is billetted, (which Summons he is hereby directed to obey,) and take his Examination in Writing, upon Oath, touching the Place of his last legal Settlement in *England*, and such Justice shall give an attested Copy of such Examination to the Person examined, to be by him delivered to his Commanding Officer, to be produced when required; which said Examination and such attested Copy shall be at any Time admitted in Evidence as to such last legal Settlement before any Justice or at any General or Quarter Sessions, although such Soldier be dead or absent from the Kingdom; provided that in case any Soldier shall be again summoned to make Oath as aforesaid, then, on such Examination or such attested Copy thereof being produced by him or by any other Person on his Behalf, such Soldier shall not be obliged to take any other Oath with regard to his legal Settlement, but shall leave a Copy of such Examination, or a Copy of such attested Copy of Examination, if required.

Wages of a Servant enlisting.

LXIX. And be it enacted, That it shall be lawful for the Justice before whom any Recruit shall be attested before the Expiration of the Term of Service for which he had been hired by his Master, to adjudge to such Recruit a reasonable Proportion of his Wages for the Time he has actually served; and the said Justice shall give an Order, and enforce within Four Days the Payment of the Amount so awarded.

Licences of Canteens.

LXX. And be it enacted, That when any Persons shall hold any Canteens under proper Authority of the Board of Ordnance, it shall be lawful for any Two Justices, within their respective Jurisdictions, to grant or transfer any Beer, Wine, or Spirit Licence to such Persons, without

without regard to the Time of Year, or to the Notices or Certificates required by any Act in respect of such Licences; and the Commissioners of Excise, or their proper Officers within their respective Districts, shall also grant such Licences as aforesaid; and such Persons so holding Canteens, and having such Licences, may sell therein Victuals and Exciseable Liquors, as empowered by such Excise Licence, without being subject to any Penalty or Forfeiture.

Attestation of Accounts.

LXXI. And be it enacted, That all Muster Rolls and Pay Lists which are required to be verified upon Oath shall be sworn before and attested by any Justice, without Fee or Reward to himself or his Clerk.

Forms of Actions at Law.

LXXII. And be it enacted, That any Action which shall be brought against any Person for any thing to be done in pursuance of this Act shall be brought within Six Months, and it shall be lawful for every such Person to plead thereunto the General Issue of Not Guilty, and to give all special Matter in Evidence to the Jury which shall try the Issue; and if the Verdict shall be for the Defendant in any such Action, or the Plaintiff therein become nonsuit, or suffer any Discontinuance thereof, or if, in *Scotland*, such Court shall see fit to assoilzie the Defendant or dismiss the Complaint, the Court in which the said Matter shall be tried shall allow unto the Defendant Treble Costs, for which the said Defendant shall have the like Remedy as in other Cases where Costs by the Laws of this Realm are given to Defendants; and every Action against any Person for any thing to be done in pursuance of this Act, or against any Member or Minister of a Court-martial, in respect of any Sentence of such Court, or of any thing done by virtue or in pursuance of such Sentence, shall be brought in some of the Courts of Record at *Westminster* or in *Dublin*, or the Court of Session in *Scotland*, and in no other Court whatsoever.

Recovery of Penalties.

LXXIII. And be it enacted, That all Penalties and Forfeitures by this Act imposed, not exceeding Twenty Pounds, over and above any Forfeiture of Value or Treble Value, shall and may be recovered in every Part of the United Kingdom under the Provisions of an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act to facilitate summary Proceedings before Justices of the Peace and others*, and of another Act passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act for the more effectual Recovery of Penalties before Justices and Magistrates on Conviction of Offenders, for facilitating the Execution of Warrants by Conviction;* which said recited Acts shall be used and applied, in *Scotland*, for the Recovery of all such Penalties and Forfeitures, as fully, to all Intents, as if the said recited Acts had extended to *Scotland*, any thing in the said recited Acts to the contrary notwithstanding; and all Penalties and Forfeitures by this Act imposed, exceeding Twenty Pounds, shall be recovered by Action in some of the Courts of Record at *Westminster* or in *Dublin*, or in the Court of Session in *Scotland*, and in no other Court.

Appropriation of Penalties.

LXXIV. And be it enacted, That one Moiety of every Penalty adjudged or recovered under the Provisions of this Act shall go to the Person who shall inform or sue for the same, and the other Moiety shall be paid to the General Agent for the Recruiting Service, to be at the Disposal of the Secretary at War; and every Justice who shall adjudge any Penalty under this Act shall, within Four Days at the farthest, report the same to the Secretary at War.

Perjury under this Act.

LXXV. And be it enacted, That all Oaths which are authorized and required by this Act may be administered (unless where otherwise provided) by any Justice of the Peace, or Magistrate acting as such; and that any Person taking a false Oath in any Case wherein an Oath is required to be taken by this Act shall be deemed guilty of wilful and corrupt Perjury, and being thereof duly convicted shall be liable to such Pains and Penalties as by any Laws now in force any Persons convicted of wilful and corrupt Perjury are subject and liable to.

Duration of the Act.

LXXVI. And be it enacted, That this Act shall be and continue in force within *Great Britain* from the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine, until the Twenty-fifth Day of *March* One thousand eight hundred and thirty; and shall be and continue in force within *Ireland*, and in *Jersey*, *Guernsey*, *Alderney*, *Sark*, and *Isle of Man*, and the Islands thereto belonging, from the First Day of *April* One thousand eight hundred and twenty-nine, until the First Day of *April* One thousand eight hundred and thirty; and shall be and continue in force within the Garrison of *Gibraltar*, the *Mediterranean*, and in *Spain* and *Portugal*, from the Twenty-fifth Day of *June* One thousand eight hundred and twenty-nine, until the First Day of *July* One thousand eight hundred and thirty; and shall be and continue in force in all other Parts of *Europe* where His Majesty's Forces may be serving, and in the *West Indies* and *America*, from the Twenty-fifth Day of *July* One thousand eight hundred and twenty-nine, to the First Day of *August* One thousand eight hundred and thirty; and shall be and continue in force within the *Cape of Good Hope*, the *Isle of France* and *Bourbon*, and Islands thereto belonging, *Saint Helena*, and the Western Coast of *Africa*, from the Twenty-fifth Day of *October* One thousand eight hundred and twenty-nine, to the First Day of *November* One thousand eight hundred and thirty; and shall be and continue in force in all other Places from the Twenty-fifth Day of *November* One thousand eight hundred and twenty-nine, to the First Day of *December* One thousand eight hundred and thirty: Provided that this Act shall, from and after the Receipt and Promulgation thereof in General Orders in any Part of His Majesty's Dominions beyond the Seas, become and be in full Force; any thing herein-before contained to the contrary notwithstanding.

Alteration of the Act.

LXXVII. And be it enacted, That this Act may be altered, varied, or repealed by any Act or Acts to be passed in this Session of Parliament.

SCHE-

SCHEDULES to which this Act refers.

FORM of OATHS to be taken by MEMBERS of COURTS-MARTIAL.

YOU shall well and truly try and determine according to the Evidence in the Matter now before you. So help you GOD.

I do swear, That I will duly administer Justice, according to the Rules and Articles for the better Government of His Majesty's Forces, and according to an Act now in force for the Punishment of Mutiny and Desertion, and other Crimes therein mentioned, without Partiality, Favour, or Affection, and if any Doubt shall arise which is not explained by the said Articles or Act, according to my Conscience, the best of my Understanding, and the Custom of War in the like Cases: And I further swear, That I will not divulge the Sentence of the Court until it shall be duly approved; neither will I, upon any Account, at any Time whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof as a Witness by a Court of Justice or a Court-martial in a due Course of Law.

So help me GOD.

FORM of OATH of JUDGE ADVOCATE.

I do swear, That I will not, upon any Account whatsoever, disclose or discover the Vote or Opinion of any particular Member of the Court-martial, unless required to give Evidence thereof as a Witness by a Court of Justice or a Court-martial in a due Course of Law. So help me GOD.

NOTICE to be given to all RECRUITS before their Attestation.

ANY Man who is enrolled in the Militia, and who, upon offering to enlist in the Army, denies that he belongs to the Militia, is liable, upon Conviction before a Magistrate, to be committed to Prison for Six Months, over and above any other Penalty or Punishment which he may thereby incur for obtaining Money on false Pretences.

DECLARATION of the RECRUIT.

I do hereby acknowledge, That the above Notice has been read over to me, and that I was strictly questioned by † whether I did or did not belong to the Militia, and that I answered that I did not. I also hereby declare, that I did not then and do not now belong to the Militia.

_____ Signature of Recruit.

Signed in my Presence _____

Justice of the Peace.

† This Blank to be filled up by the Name of the Non-commissioned Officer or Man who actually enlisted the Recruit.

OATH of ALLEGIANCE and FIDELITY.

I swear, That I will be faithful and bear true Allegiance to His Majesty, His Heirs and Successors; and that I will, as in Duty bound, honestly and faithfully defend His Majesty, His Heirs and Successors, in Person, Crown, and Dignity, against all Enemies; and will observe and obey all Orders of His Majesty, His Heirs and Successors, and of the Generals and Officers set over me.

So help me GOD.

FORM of OATH to be taken by a RECRUIT enlisting for unlimited or limited Service.

I do make Oath, That [I am or have been, *as the Case may be, state Occupation, if any, or state if none,*] and to the best of my Knowledge and Belief was born in [*state County, Parish, Place, et cetera*], and that I am of the Age of Years; that I do not belong to the Militia, or to any other Regiment, or to His Majesty's Navy or Marines; and that I will serve His Majesty, His Heirs and Successors, [*if for unlimited Service*] "until I shall be legally discharged;" [*if for limited Service*] *then* "for the Period of

[*This Blank to be filled up by the Justice, with Seven Years for Infantry, Ten Years for Cavalry, and Twelve Years for the Artillery, if the Person enlisting is of the Age of Eighteen Years or upwards; but if under Eighteen Years of Age, then the Difference between his Age and Eighteen to be added to such Seven, Ten, or Twelve Years,*

as the Case may be] Years, provided His Majesty should for so long require my Service, and also for such further Term, not exceeding Six Months, as shall be directed by the Commanding Officer on any Foreign Station, and not exceeding Three Years, as shall be directed by any Proclamation of His Majesty; such additional Period in the latter Case to determine whenever Six Months of continued Peace, to be reckoned from the Ratification of any definitive Treaty, shall have elapsed subsequent to the Expiration of the said [Seven, Ten, *or* Twelve, *as the Case may be*] Years."

FORM of CERTIFICATE to be given by the JUSTICE before whom a RECRUIT is attested for His Majesty's Service.

I One of His Majesty's Justices of the Peace of [*or* Chief Magistrate of], do hereby certify, That appearing to be Years old, Feet Inches high, Complexion, Eyes, Hair, came before me at on the Day of One thousand eight hundred and and stated himself to be of the Age of Years, and that he had no Rupture, and was not troubled with Fits, and was no ways disabled by Lameness, Deafness, or otherwise, but had the perfect Use of his Limbs and Hearing, and was not an Apprentice; and acknowledged that he had voluntarily enlisted himself for the Bounty of to serve His Majesty, His Heirs and Successors, in the Regiment of commanded by and did engage to serve [*if the Person is enlisting for unlimited Service, the Justice is to insert the Words* " until he should be legally discharged;"] *and if the Person enlists for limited Service, then this Blank to be filled up with* " for the Period of " [*This Blank to be filled up by the Justice, with Seven Years for Infantry, Ten Years for Cavalry, and Twelve Years for the Artillery, if the Person enlisting is of the Age of Eighteen Years or upwards; but if under Eighteen Years, then the Difference between his Age and Eighteen to be added to such Seven, Ten, or Twelve Years, as the Case may be;*] provided His Majesty should for so long require his Services, and also for such further Period as His Majesty shall please to direct, not to exceed in any Case Three Years, and to determine whenever Six Months shall have elapsed of continued Peace subsequent to the Expiration of the Term of [Seven, *or* Ten, *or* Twelve] Years: And I do hereby certify, That in my Presence the First and Second Articles of the Second Section of the Articles of War against Mutiny and Desertion, and the Notice contained in the Schedule annexed to the Act for punishing Mutiny and Desertion, were read over to him; and that he took the Oath of Allegiance and Fidelity, and also the Oath above set forth; and that he received the Sum of on being attested; and that I have given to the said a Duplicate of this Certificate, signed with my Name.

OATH of ALLEGIANCE and FIDELITY, to be taken by a RECRUIT enlisting for either His Majesty's or the *East India* Company's Service.

I being enlisted to serve either in His Majesty's Troops or in the Forces of the *East India* Company, according as His Majesty shall think fit, do swear, That I will be faithful and bear true Allegiance to His Majesty, His Heirs and Successors; and that I will, as in Duty bound, honestly and faithfully defend His Majesty, His Heirs and Successors, in Person, Crown, and Dignity, against all Enemies; and will observe and obey all Orders of His Majesty, His Heirs and Successors, and of the Generals and Officers set over me: And that if His Majesty, His Heirs or Successors, shall please to appoint me to serve in the Forces of the United Company of Merchants of *England* trading to the *East Indies*, then I swear, That I will also be true to the said United Company, and will duly observe and obey all their Orders, and the Orders of their Generals and Officers who shall be lawfully set over me.

CERTIFICATE to be given by the JUSTICE before whom a Recruit is attested, who has enlisted for the Service either of His Majesty or the *East India* Company.

to wit. } I One of His Majesty's Justices of the Peace of , certify, That , aged Years, Feet Inches high, Complexion, Eyes, Hair, came before me at on the Day of One thousand eight hundred and , and acknowledged that he had voluntarily enlisted himself for the Bounty of to serve either in His Majesty's Army or in the Forces of the *East India* Company, according as His Majesty shall think fit to order: And I further certify, That in my Presence annexed to the Act for punishing Mutiny and Desertion, were read over to him; and that he took the Oath of Allegiance and Fidelity; and that he received the Sum of on being attested.

OATH to be taken by a RECRUIT enlisting into the *East India* Company's Service.

I being enlisted to serve in the [Infantry *or* Artillery, *as the Case may be*] of the *East India* Company, do swear, That I will be faithful and bear true Allegiance to His Majesty, His Heirs and Successors; and that I will, as in Duty bound, honestly and faithfully defend His Majesty, His Heirs and Successors, in Person,

Crown, and Dignity, against all Enemies; and will observe and obey all Orders of His Majesty, His Heirs and Successors, and of the Generals and Officers set over me; and I swear that I will also be true to the said United Company, and will duly observe and obey all their Orders, and the Orders of their Generals and Officers who shall be lawfully set over me.

FURTHER OATH to be taken by a RECRUIT enlisting into the *East India* Company's Service.

I do make Oath, That I am (*or* have been, *as the Case may be*) [*state Occupation, if any, or state if none*], and to the best of my Knowledge and Belief was born in [*state County, Parish, or Place, et cetera*], and that I am of the Age of Years; and that I do not belong to the Militia, or to any Regiment in His Majesty's Service, or to His Majesty's Navy or Marines; and that I will serve the United Company of Merchants of *England* trading to the *East Indies*, until I shall be duly and legally discharged; [*or if the Recruit enlists for limited Service, then insert* for the Period of Twelve Years;] [*if the Person enlisting is of the Age of Eighteen Years or upwards, but if under Eighteen Years, then the Difference between his Age and Eighteen to be added to such Twelve Years, as the Case may be, and such Period to be inserted instead of Twelve Years*], provided the said United Company should so long require my Service.

CERTIFICATE to be given by a JUSTICE before whom a Recruit is attested for the Service of the *East India* Company.

I One of His Majesty's Justices of the Peace of [*or* Chief Magistrate of] do hereby certify, That appeared to be Years old, Feet Inches high, Complexion, Eyes, Hair, came before me at on the Day of , and stated himself to be of the Age of Years, and that he had no Rupture, and was not troubled with Fits, and was no ways disabled by Lameness, Deafness, or otherwise, but had the perfect Use of his Limbs and Hearing, and was not an Apprentice legally bound so as to prevent his enlisting, and acknowledged that he had voluntarily enlisted himself for the Bounty of to serve the United Company of Merchants of *England* trading to the *East Indies*, and did engage to serve for the Period of [*This Blank to be filled up by the Magistrate, either until discharged or for Years, as in the preceding Form of Enlistment*]: And I do hereby certify, That in my Presence the of the Articles of War against Mutiny and

and Desertion, and the Notice contained in the Schedule annexed to the Act for punishing Mutiny and Desertion, were read over to him; and he took the Oath of Fidelity mentioned in the Act of the Fiftieth Year of His late Majesty King *George* the Third, and also the Oath above set forth; and that he received the Sum of on being attested; and that I have given to the said a Duplicate of this Certificate, signed with my Name.

FORM of OATH to be taken by a MASTER whose Apprentice has absconded.

I of do make Oath, That I am by Trade a , and that was bound to serve as an Apprentice to me in the said Trade, by Indenture dated the Day of for the Term of Years; and that the said did on or about the Day of abscond and quit my Service without my Consent; and that to the best of my Knowledge and Belief the said is aged about Years. Witness my Hand at the Day of One thousand eight hundred and .

Sworn before me at this Day of One thousand eight hundred and .

FORM of JUSTICE'S CERTIFICATE to be given to the MASTER of an Apprentice.

to wit. } I of . One of His Majesty's Justices of the Peace certify, That of came before me at the Day of One thousand eight hundred and , and made Oath that he was by Trade a , and that was bound to serve as an Apprentice to him in the said Trade, by Indenture dated the Day of for the Term of Years; and that the said Apprentice did on or about the Day of abscond and quit the Service of the said without his Consent, and that to the best of his Knowledge and Belief the said Apprentice is aged about Years.

FORM of OATH of ATTESTATION of a COMMISSARY'S ACCOUNTS.

I do hereby make Oath, That I have not applied any Money or Stores, or Supplies, under my Care or Distribution, to my own Use, or to the private Use of any other Person, by way of Loan to such Person or otherwise, or in any Manner applied them, or knowingly permitted them to be applied, to any other than public Purposes, and according to the Duty of my Office.

Sworn before me by the within-named }
this Day of . }

Justice of the Peace for the County of , or *Commander in Chief*, or *Second in command*, et cetera, *the Army serving in* et cetera, [*as the Case may be.*]

DESCRIPTION RETURN of committed to Confinement at on the Day of

as a Deserter from the Battalion of the Regiment of

Age.	Size. Feet.	Size. Inches.	Complexion.	Colour of Hair.	Colour of Eyes.	Marks.	Probable Date of Enlistment, and in what District.	Probable Date of Desertion, and from whence.	Name, Occupation, and Address of the Person by whom apprehended.	Particulars of the Evidence upon which the Prisoner is committed.	Whether the Prisoner confessed before the Magistrate that he is a Deserter.

I do hereby certify, that the Prisoner has been duly examined before me as to the Circumstances herein stated, and has declared in my Presence that he * a Deserter from the before-mentioned Corps.

_____ *Signature and Address of Magistrate.*

_____ *Signature of Prisoner.*

_____ *Signature of Informer.*

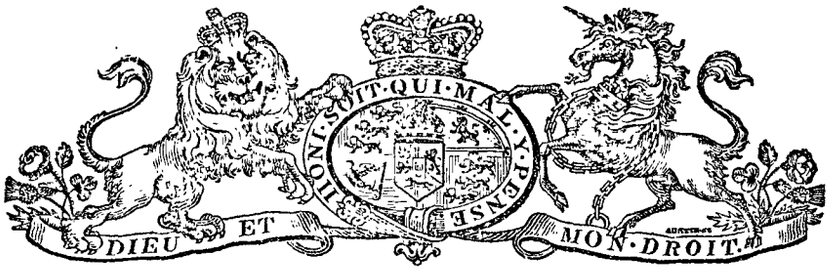
* Insert "is" or "is not," as the Case may be.

* I certify that I have inspected the Prisoner, and consider him fit for active Service.

_____ *Signature of Surgeon.*

* If a Military Medical Officer be at or near the Place, he will inspect the Deserter, and report as to his Fitness for Military Service.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. VII.

An Act for the Relief of His Majesty's Roman Catholic Subjects. [13th *April* 1829.]

WHEREAS by various Acts of Parliament certain Restraints and Disabilities are imposed on the Roman Catholic Subjects of His Majesty, to which other Subjects of His Majesty are not liable: And whereas it is expedient that such Restraints and Disabilities shall be from henceforth discontinued: And whereas by various Acts certain Oaths and certain Declarations, commonly called the Declaration against Transubstantiation, and the Declaration against Transubstantiation and the Invocation of Saints and the Sacrifice of the Mass, as practised in the Church of *Rome*, are or may be required to be taken, made, and subscribed by the Subjects of His Majesty, as Qualifications for sitting and voting in Parliament, and for the Enjoyment of certain Offices, Franchises, and Civil Rights: Be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Commencement of this Act all such Parts of the said Acts as require the said Declarations, or either of them, to be made or subscribed by any of His Majesty's Subjects, as a Qualification for sitting and voting in Parliament, or for the Exercise or Enjoyment of any Office, Franchise, or Civil Right, be and the same are (save as herein-after provided and excepted) hereby repealed.

Acts relating to Declarations against Transubstantiation, repealed.

II. And be it enacted, That from and after the Commencement of this Act it shall be lawful for any Person professing the Roman Catholic Religion, being a Peer, or who shall after the Commencement

Roman Catholics may sit and vote in Par-

liament on taking the following Oath.

ment of this Act be returned as a Member of the House of Commons, to sit and vote in either House of Parliament respectively, being in all other respects duly qualified to sit and vote therein, upon taking and subscribing the following Oath, instead of the Oaths of Allegiance, Supremacy, and Abjuration:

'I *A.B.* do sincerely promise and swear, That I will be faithful and bear true Allegiance to His Majesty King *George* the Fourth, and will defend him to the utmost of my Power against all Conspiracies and Attempts whatever, which shall be made against his Person, Crown, or Dignity; and I will do my utmost Endeavour to disclose and make known to His Majesty, His Heirs and Successors, all Treasons and traitorous Conspiracies which may be formed against Him or Them: And I do faithfully promise to maintain, support, and defend, to the utmost of my Power, the Succession of the Crown, which Succession, by an Act, intituled *An Act for the further Limitation of the Crown, and better securing the Rights and Liberties of the Subject,* is and stands limited to the Princess *Sophia,* Electress of *Hanover,* and the Heirs of her Body, being Protestants; hereby utterly renouncing and abjuring any Obedience or Allegiance unto any other Person claiming or pretending a Right to the Crown of this Realm: And I do further declare, That it is not an Article of my Faith, and that I do renounce, reject, and abjure the Opinion, that Princes excommunicated or deprived by the Pope, or any other Authority of the See of *Rome,* may be deposed or murdered by their Subjects, or by any Person whatsoever: And I do declare, That I do not believe that the Pope of *Rome,* or any other Foreign Prince, Prelate, Person, State, or Potentate, hath or ought to have any Temporal or Civil Jurisdiction, Power, Superiority, or Pre-eminence, directly or indirectly, within this Realm. I do swear, That I will defend to the utmost of my Power the Settlement of Property within this Realm, as established by the Laws: And I do hereby disclaim, disavow, and solemnly abjure any Intention to subvert the present Church Establishment as settled by Law within this Realm: And I do solemnly swear, That I never will exercise any Privilege to which I am or may become entitled, to disturb or weaken the Protestant Religion or Protestant Government in the United Kingdom: And I do solemnly, in the Presence of God, profess, testify, and declare, That I do make this Declaration, and every Part thereof, in the plain and ordinary Sense of the Words of this Oath, without any Evasion, Equivocation, or mental Reservation whatsoever. So help me GOD.'

The Name of the Sovereign for the Time being to be used in the Oath.

III. And be it further enacted, That wherever, in the Oath hereby appointed and set forth, the Name of His present Majesty is expressed or referred to, the Name of the Sovereign of this Kingdom for the Time being, by virtue of the Act for the further Limitation of the Crown and better securing the Rights and Liberties of the Subject, shall be substituted from Time to Time, with proper Words of Reference thereto.

No Roman Catholic capable of

IV. Provided always, and be it further enacted, That no Peer professing the Roman Catholic Religion, and no Person professing the

Roman Catholic Religion, who shall be returned a Member of the House of Commons after the Commencement of this Act, shall be capable of sitting or voting in either House of Parliament respectively, unless he shall first take and subscribe the Oath herein-before appointed and set forth, before the same Persons, at the same Times and Places, and in the same Manner as the Oaths and the Declaration now required by Law are respectively directed to be taken, made, and subscribed; and that any such Person professing the Roman Catholic Religion, who shall sit or vote in either House of Parliament, without having first taken and subscribed, in the Manner aforesaid, the Oath in this Act appointed and set forth, shall be subject to the same Penalties, Forfeitures, and Disabilities, and the Offence of so sitting or voting shall be followed and attended by and with the same Consequences, as are by Law enacted and provided in the Case of Persons sitting or voting in either House of Parliament respectively, without the taking, making, and subscribing the Oaths and the Declaration now required by Law.

sitting or voting until he has taken the Oath.

V. And be it further enacted, That it shall be lawful for Persons professing the Roman Catholic Religion to vote at Elections of Members to serve in Parliament for *England* and for *Ireland*, and also to vote at the Elections of Representative Peers of *Scotland* and of *Ireland*, and to be elected such Representative Peers, being in all other respects duly qualified, upon taking and subscribing the Oath herein-before appointed and set forth, instead of the Oaths of Allegiance, Supremacy, and Abjuration, and instead of the Declaration now by Law required, and instead also of such other Oath or Oaths as are now by Law required to be taken by any of His Majesty's Subjects professing the Roman Catholic Religion, and upon taking also such other Oath or Oaths as may now be lawfully tendered to any Persons offering to vote at such Elections.

Roman Catholics may vote at Elections, and be elected, upon taking the Oath.

VI. And be it further enacted, That the Oath herein-before appointed and set forth shall be administered to His Majesty's Subjects professing the Roman Catholic Religion, for the Purpose of enabling them to vote in any of the Cases aforesaid, in the same Manner, at the same Time, and by the same Officers or other Persons as the Oaths for which it is hereby substituted are or may be now by Law administered; and that in all Cases in which a Certificate of the taking, making, or subscribing of any of the Oaths or of the Declaration now required by Law is directed to be given, a like Certificate of the taking or subscribing of the Oath hereby appointed and set forth shall be given by the same Officer or other Person, and in the same Manner as the Certificate now required by Law is directed to be given, and shall be of the like Force and Effect.

Oath shall be administered in the same Manner as former Oaths.

VII. And be it further enacted, That in all Cases where the Persons now authorized by Law to administer the Oaths of Allegiance, Supremacy, and Abjuration to Persons voting at Elections, are themselves required to take an Oath previous to their administering such Oaths, they shall, in addition to the Oath now by them taken, take an Oath for the duly administering the Oath hereby appointed and set forth, and for the duly granting Certificates of the same.

Persons administering Oaths at Elections to take an Oath duly to administer.

VIII. And

So much of any Acts as require the Formula contained in 8 & 9 W. 3. c. 3. (S.) to be tendered or taken, repealed.

VIII. And whereas in an Act of the Parliament of *Scotland* made in the Eighth and Ninth Session of the First Parliament of King *William* the Third, intituled *An Act for the preventing the Growth of Popery*, a certain Declaration or Formula is therein contained, which it is expedient should no longer be required to be taken and subscribed: Be it therefore enacted, That such Parts of any Acts as authorize the said Declaration or Formula to be tendered, or require the same to be taken, sworn, and subscribed, shall be and the same are hereby repealed, except as to such Offices, Places, and Rights as are herein-after excepted; and that from and after the Commencement of this Act it shall be lawful for Persons professing the Roman Catholic Religion to elect and be elected Members to serve in Parliament for *Scotland*, and to be enrolled as Freeholders in any Shire or Stewartry of *Scotland*, and to be chosen Commissioners or Delegates for choosing Burgesses to serve in Parliament for any Districts of Burghs in *Scotland*, being in all other respects duly qualified, such Persons always taking and subscribing the Oath herein-before appointed and set forth, instead of the Oaths of Allegiance and Abjuration as now required by Law, at such Time as the said last-mentioned Oaths, or either of them, are now required by Law to be taken.

Roman Catholics may elect and be elected Members for Scotland.

No Roman Catholic Priest to sit in the House of Commons.

IX. And be it further enacted, That no Person in Holy Orders in the Church of *Rome* shall be capable of being elected to serve in Parliament as a Member of the House of Commons; and if any such Person shall be elected to serve in Parliament as aforesaid, such Election shall be void; and if any Person, being elected to serve in Parliament as a Member of the House of Commons shall, after his Election, take or receive Holy Orders in the Church of *Rome*, the Seat of such Person shall immediately become void; and if any such Person shall, in any of the Cases aforesaid, presume to sit or vote as a Member of the House of Commons, he shall be subject to the same Penalties, Forfeitures, and Disabilities as are enacted by an Act passed in the Forty-first Year of the Reign of King *George* the Third, intituled *An Act to remove Doubts respecting the Eligibility of Persons in Holy Orders to sit in the House of Commons;* and Proof of the Celebration of any Religious Service by such Person, according to the Rites of the Church of *Rome*, shall be deemed and taken to be *primâ facie* Evidence of the Fact of such Person being in Holy Orders, within the Intent and Meaning of this Act.

Roman Catholics may hold Civil and Military Offices under His Majesty, with certain Exceptions.

X. And be it enacted, That it shall be lawful for any of His Majesty's Subjects professing the Roman Catholic Religion to hold, exercise, and enjoy all Civil and Military Offices and Places of Trust or Profit under His Majesty, His Heirs or Successors, and to exercise any other Franchise or Civil Right, except as herein-after excepted, upon taking and subscribing, at the Times and in the Manner herein-after mentioned, the Oath herein-before appointed and set forth, instead of the Oaths of Allegiance, Supremacy, and Abjuration, and instead of such other Oath or Oaths as are or may be now by Law required to be taken for the Purpose aforesaid by any of His Majesty's Subjects professing the Roman Catholic Religion.

XI. Pro-

XI. Provided always, and be it enacted, That nothing herein contained shall be construed to exempt any Person professing the Roman Catholic Religion from the Necessity of taking any Oath or Oaths, or making any Declaration, not herein-before mentioned, which are or may be by Law required to be taken or subscribed by any Person on his Admission into any such Office or Place of Trust or Profit as aforesaid. Not to exempt Roman Catholics from taking any other Oaths required.

XII. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to extend to enable any Person or Persons professing the Roman Catholic Religion to hold or exercise the Office of Guardians and Justices of the United Kingdom, or of Regent of the United Kingdom, under whatever Name, Style, or Title such Office may be constituted; nor to enable any Person, otherwise than as he is now by Law enabled, to hold or enjoy the Office of Lord High Chancellor, Lord Keeper or Lord Commissioner of the Great Seal of *Great Britain* or *Ireland;* or the Office of Lord Lieutenant, or Lord Deputy, or other Chief Governor or Governors of *Ireland;* or His Majesty's High Commissioner to the General Assembly of the Church of *Scotland.* Offices withheld from Roman Catholics.

XIII. Provided also, and be it further enacted, That nothing herein contained shall be construed to affect or alter any of the Provisions of an Act passed in the Seventh Year of His present Majesty's Reign, intituled *An Act to consolidate and amend the Laws which regulate the Levy and Application of Church Rates and Parish Cesses, and the Election of Churchwardens, and the Maintenance of Parish Clerks, in* Ireland. Nothing herein to repeal 7 G. 4. c. 72.

XIV. And be it enacted, That it shall be lawful for any of His Majesty's Subjects professing the Roman Catholic Religion to be a Member of any Lay Body Corporate, and to hold any Civil Office or Place of Trust or Profit therein, and to do any Corporate Act, or vote in any Corporate Election or other Proceeding, upon taking and subscribing the Oath hereby appointed and set forth, instead of the Oaths of Allegiance, Supremacy, and Abjuration; and upon taking also such other Oath or Oaths as may now by Law be required to be taken by any Persons becoming Members of such Lay Body Corporate, or being admitted to hold any Office or Place of Trust or Profit within the same. Roman Catholics may be Members of Lay Corporations.

XV. Provided nevertheless, and be it further enacted, That nothing herein contained shall extend to authorize or empower any of His Majesty's Subjects professing the Roman Catholic Religion, and being a Member of any Lay Body Corporate, to give any Vote at, or in any Manner to join in the Election, Presentation, or Appointment of any Person to any Ecclesiastical Benefice whatsoever, or any Office or Place belonging to or connected with the United Church of *England* and *Ireland,* or the Church of *Scotland,* being in the Gift, Patronage, or Disposal of such Lay Corporate Body. Such Members of Corporations not to vote in Ecclesiastical Appointments.

XVI. Provided also, and be it enacted, That nothing in this Act contained shall be construed to enable any Persons, otherwise than as they Not to extend to Offices, &c.

in the Established Church, or Ecclesiastical Courts, Universities, Colleges, or Schools;

they are now by Law enabled, to hold, enjoy, or exercise any Office, Place, or Dignity of, in, or belonging to the United Church of *England* and *Ireland*, or the Church of *Scotland*, or any Place or Office whatever of, in, or belonging to any of the Ecclesiastical Courts of Judicature of *England* and *Ireland* respectively, or any Court of Appeal from or Review of the Sentences of such Courts, or of, in, or belonging to the Commissary Court of *Edinburgh*, or of, in, or belonging to any Cathedral or Collegiate or Ecclesiastical Establishment or Foundation; or any Office or Place whatever of, in, or belonging to any of the Universities of this Realm; or any Office or Place whatever, and by whatever Name the same may be called, of, in, or belonging to any of the Colleges or Halls of the said Universities, or the Colleges of *Eton*, *Westminster*, or *Winchester*, or any College or School within this Realm; or to repeal, abrogate, or in any Manner to interfere with any local Statute, Ordinance, or Rule, which is or shall be established by competent Authority within any University, College, Hall, or School, by which Roman Catholics shall be prevented from being admitted thereto, or from residing or taking Degrees therein: Provided also, that nothing herein contained shall extend or be construed to extend to enable any Person, otherwise than as he is now by Law enabled, to exercise any Right of Presentation to any Ecclesiastical Benefice whatsoever; or to repeal, vary, or alter in any Manner the Laws now in force in respect to the Right of Presentation to any Ecclesiastical Benefice.

nor to Presentations to Benefices.

Proviso for Presentations to Benefices connected with Offices.

XVII. Provided always, and be it enacted, That where any Right of Presentation to any Ecclesiastical Benefice shall belong to any Office in the Gift or Appointment of His Majesty, His Heirs or Successors, and such Office shall be held by a Person professing the Roman Catholic Religion, the Right of Presentation shall devolve upon and be exercised by the Archbishop of *Canterbury* for the Time being.

No Roman Catholic to advise the Crown in the Appointment to Offices in the Established Church.

XVIII. And be it enacted, That it shall not be lawful for any Person professing the Roman Catholic Religion, directly or indirectly, to advise His Majesty, His Heirs or Successors, or any Person or Persons holding or exercising the Office of Guardians of the United Kingdom, or of Regent of the United Kingdom, under whatever Name, Style, or Title such Office may be constituted, or the Lord Lieutenant, or Lord Deputy, or other Chief Governor or Governors of *Ireland*, touching or concerning the Appointment to or Disposal of any Office or Preferment in the United Church of *England* and *Ireland*, or in the Church of *Scotland*; and if any such Person shall offend in the Premises, he shall, being thereof convicted by due Course of Law, be deemed guilty of a high Misdemeanor, and disabled for ever from holding any Office, Civil or Military, under the Crown.

Time and Manner of taking Oaths for Corporate Offices.

XIX. And be it enacted, That every Person professing the Roman Catholic Religion, who shall after the Commencement of this Act be placed, elected, or chosen in or to the Office of Mayor, Provost, Alderman, Recorder, Bailiff, Town Clerk, Magistrate, Councillor, or Common Councilman, or in or to any Office of Magistracy or Place of Trust or Employment relating to the Government of any City, Corporation, Borough, Burgh, or District within the United King-

dom of *Great Britain* and *Ireland*, shall, within One Calendar Month next before or upon his Admission into any of the same respectively, take and subscribe the Oath herein-before appointed and set forth, in the Presence of such Person or Persons respectively as by the Charters or Usages of the said respective Cities, Corporations, Burghs, Boroughs, or Districts ought to administer the Oath for due Execution of the said Offices or Places respectively; and in Default of such, in the Presence of Two Justices of the Peace, Councillors or Magistrates of the said Cities, Corporations, Burghs, Boroughs, or Districts, if such there be; or otherwise, in the Presence of Two Justices of the Peace of the respective Counties, Ridings, Divisions, or Franchises wherein the said Cities, Corporations, Burghs, Boroughs, or Districts are; which said Oath shall either be entered in a Book, Roll, or other Record to be kept for that Purpose, or shall be filed amongst the Records of the City, Corporation, Burgh, Borough, or District.

Time and Manner of taking Oaths for other Offices.

XX. And be it enacted, That every Person professing the Roman Catholic Religion, who shall after the Commencement of this Act be appointed to any Office or Place of Trust or Profit under His Majesty, His Heirs or Successors, shall within Three Calendar Months next before such Appointment, or otherwise shall, before he presumes to exercise or enjoy or in any Manner to act in such Office or Place, take and subscribe the Oath herein-before appointed and set forth, either in His Majesty's High Court of Chancery, or in any of His Majesty's Courts of King's Bench, Common Pleas, or Exchequer, at *Westminster* or *Dublin*; or before any Judge of Assize, or in any Court of General or Quarter Sessions of the Peace in *Great Britain* or *Ireland*, for the County or Place where the Person so taking and subscribing the Oath shall reside; or in any of His Majesty's Courts of Session, Justiciary, Exchequer, or Jury Court, or in any Sheriff or Stewart Court, or in any Burgh Court, or before the Magistrates and Councillors of any Royal Burgh in *Scotland*, between the Hours of Nine in the Morning and Four in the Afternoon; and the proper Officer of the Court in which such Oath shall be so taken and subscribed shall cause the same to be preserved amongst the Records of the Court; and such Officer shall make, sign, and deliver a Certificate of such Oath having been duly taken and subscribed, as often as the same shall be demanded of him, upon Payment of Two Shillings and Sixpence for the same; and such Certificate shall be sufficient Evidence of the Person therein named having duly taken and subscribed such Oath.

Penalty on acting in Offices without taking the Oath.

XXI. And be it enacted, That if any Person professing the Roman Catholic Religion shall enter upon the Exercise or Enjoyment of any Office or Place of Trust or Profit under His Majesty, or of any other Office or Franchise, not having in the Manner and at the Times aforesaid taken and subscribed the Oath herein-before appointed and set forth, then and in every such Case such Person shall forfeit to His Majesty the Sum of Two hundred Pounds; and the Appointment of such Person to the Office, Place, or Franchise so by him held shall become altogether void, and the Office, Place, or Franchise shall be deemed and taken to be vacant to all Intents and Purposes whatsoever.

XXII. Pro-

Oaths by Military and Naval Officers.

XXII. Provided always, That for and notwithstanding any thing in this Act contained, the Oath herein-before appointed and set forth shall be taken by the Officers in His Majesty's Land and Sea Service, professing the Roman Catholic Religion, at the same Times and in the same Manner as the Oaths and Declarations now required by Law are directed to be taken, and not otherwise.

No other Oaths necessary to be taken by Roman Catholics.

XXIII. And be it further enacted, That from and after the passing of this Act no Oath or Oaths shall be tendered to or required to be taken by His Majesty's Subjects professing the Roman Catholic Religion, for enabling them to hold or enjoy any Real or Personal Property, other than such as may by Law be tendered to and required to be taken by His Majesty's other Subjects; and that the Oath herein appointed and set forth, being taken and subscribed in any of the Courts, or before any of the Persons above mentioned, shall be of the same Force and Effect, to all Intents and Purposes, as, and shall stand in the Place of, all Oaths and Declarations required or prescribed by any Law now in force for the Relief of His Majesty's Roman Catholic Subjects from any Disabilities, Incapacities, or Penalties; and the proper Officer of any of the Courts above mentioned, in which any Person professing the Roman Catholic Religion shall demand to take and subscribe the Oath herein appointed and set forth, is hereby authorized and required to administer the said Oath to such Person, and such Officer shall make, sign, and deliver a Certificate of such Oath having been duly taken and subscribed, as often as the same shall be demanded of him, upon Payment of One Shilling; and such Certificate shall be sufficient Evidence of the Person therein named having duly taken and subscribed such Oath.

Titles to Sees, &c. not to be assumed by Roman Catholics.

XXIV. And whereas the Protestant Episcopal Church of *England* and *Ireland*, and the Doctrine, Discipline, and Government thereof, and likewise the Protestant Presbyterian Church of *Scotland*, and the Doctrine, Discipline, and Government thereof, are by the respective Acts of Union of *England* and *Scotland*, and of *Great Britain* and *Ireland*, established permanently and inviolably: And whereas the Right and Title of Archbishops to their respective Provinces, of Bishops to their Sees, and of Deans to their Deaneries, as well in *England* as in *Ireland*, have been settled and established by Law; be it therefore enacted, That if any Person, after the Commencement of this Act, other than the Person thereunto authorized by Law, shall assume or use the Name, Style, or Title of Archbishop of any Province, Bishop of any Bishoprick, or Dean of any Deanery, in *England* or *Ireland*, he shall for every such Offence forfeit and pay the Sum of One hundred Pounds.

Judicial or other Officers not to attend with Insignia of Office at any Place of Worship, other than Established Church.

XXV. And be it further enacted, That if any Person holding any Judicial or Civil Office, or any Mayor, Provost, Jurat, Bailiff, or other Corporate Officer, shall, after the Commencement of this Act, resort to or be present at any Place or public Meeting for Religious Worship in *England* or in *Ireland*, other than that of the United Church of *England* and *Ireland*, or in *Scotland*, other than that of the Church of *Scotland*, as by Law established, in the Robe, Gown, or other peculiar Habit of his Office, or attend with the Ensign or Insignia, or

or any Part thereof, of or belonging to such his Office, such Person shall, being thereof convicted by due Course of Law, forfeit such Office, and pay for every such Offence the Sum of One hundred Pounds.

Penalty on Roman Catholic Ecclesiastics officiating, except in their usual Places of Worship.

XXVI. And be it further enacted, That if any Roman Catholic Ecclesiastic, or any Member of any of the Orders, Communities, or Societies herein-after mentioned, shall, after the Commencement of this Act, exercise any of the Rites or Ceremonies of the Roman Catholic Religion, or wear the Habits of his Order, save within the usual Places of Worship of the Roman Catholic Religion, or in private Houses, such Ecclesiastic or other Person shall, being thereof convicted by due Course of Law, forfeit for every such Offence the Sum of Fifty Pounds.

Not to repeal Statute 5 Geo.4.c.25.

XXVII. Provided always, and be it enacted, That nothing in this Act contained shall in any Manner repeal, alter, or affect any Provision of an Act made in the Fifth Year of His present Majesty's Reign, intituled *An Act to repeal so much of an Act passed in the Ninth Year of the Reign of King* William *the Third, as relates to Burials in suppressed Monasteries, Abbeys, or Convents in* Ireland, *and to make further Provision with respect to the Burial in* Ireland *of Persons dissenting from the Established Church.*

For the Suppression of Jesuits and other Religious Orders of the Church of Rome.

XXVIII. And whereas Jesuits, and Members of other Religious Orders, Communities, or Societies of the Church of *Rome*, bound by Monastic or Religious Vows, are resident within the United Kingdom; and it is expedient to make Provision for the gradual Suppression and final Prohibition of the same therein; be it therefore enacted, That every Jesuit, and every Member of any other Religious Order, Community, or Society of the Church of *Rome*, bound by Monastic or Religious Vows, who at the Time of the Commencement of this Act shall be within the United Kingdom, shall, within Six Calendar Months after the Commencement of this Act, deliver to the Clerk of the Peace of the County or Place where such Person shall reside, or to his Deputy, a Notice or Statement, in the Form and containing the Particulars required to be set forth in the Schedule to this Act annexed; which Notice or Statement such Clerk of the Peace, or his Deputy, shall preserve and register amongst the Records of such County or Place, without any Fee, and shall forthwith transmit a Copy of such Notice or Statement to the Chief Secretary of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, if such Person shall reside in *Ireland*, or if in *Great Britain*, to One of His Majesty's Principal Secretaries of State; and in case any Person shall offend in the Premises, he shall forfeit and pay to His Majesty, for every Calendar Month during which he shall remain in the United Kingdom without having delivered such Notice or Statement as is herein-before required, the Sum of Fifty Pounds.

Jesuits, &c. coming into the Realm, to be banished.

XXIX. And be it further enacted, That if any Jesuit, or Member of any such Religious Order, Community, or Society as aforesaid, shall, after the Commencement of this Act, come into this Realm, he shall be deemed and taken to be guilty of a Misdemeanor, and being thereof

lawfully convicted, shall be sentenced and ordered to be banished from the United Kingdom for the Term of his natural Life.

Natural-born Subjects, being Jesuits, may return into the Kingdom and be registered.

XXX. Provided always, and be it further enacted, That in case any natural-born Subject of this Realm, being at the Time of the Commencement of this Act a Jesuit, or other Member of any such Religious Order, Community, or Society as aforesaid, shall, at the Time of the Commencement of this Act, be out of the Realm, it shall be lawful for such Person to return or to come into this Realm; and upon such his Return or coming into the Realm he is hereby required, within the Space of Six Calendar Months after his first returning or coming into the United Kingdom, to deliver such Notice or Statement to the Clerk of the Peace of the County or Place where he shall reside, or his Deputy, for the Purpose of being so registered and transmitted, as herein-before directed; and in case any such Person shall neglect or refuse so to do, he shall for such Offence forfeit and pay to His Majesty, for every Calendar Month during which he shall remain in the United Kingdom without having delivered such Notice or Statement, the Sum of Fifty Pounds.

The Principal Secretaries of State may grant Licences to Jesuits, &c. to come into the Kingdom;

and may revoke the same.

XXXI. Provided also, and be it further enacted, That, notwithstanding any thing herein-before contained, it shall be lawful for any One of His Majesty's Principal Secretaries of State, being a Protestant, by a Licence in Writing, signed by him, to grant Permission to any Jesuit, or Member of any such Religious Order, Community, or Society as aforesaid, to come into the United Kingdom, and to remain therein for such Period as the said Secretary of State shall think proper, not exceeding in any Case the Space of Six Calendar Months; and it shall also be lawful for any of His Majesty's Principal Secretaries of State to revoke any Licence so granted before the Expiration of the Time mentioned therein, if he shall so think fit; and if any such Person to whom such Licence shall have been granted shall not depart from the United Kingdom within Twenty Days after the Expiration of the Time mentioned in such Licence, or if such Licence shall have been revoked, then within Twenty Days after Notice of such Revocation shall have been given to him, every Person so offending shall be deemed guilty of a Misdemeanor, and being thereof lawfully convicted shall be sentenced and ordered to be banished from the United Kingdom for the Term of his natural Life.

Accounts of Licences to be laid before Parliament.

XXXII. And be it further enacted, That there shall annually be laid before both Houses of Parliament an Account of all such Licences as shall have been granted for the Purpose herein-before mentioned within the Twelve Months then next preceding.

Admitting Persons as Members of such Religious Orders deemed a Misdemeanor.

XXXIII. And be it further enacted, That in case any Jesuit, or Member of any such Religious Order, Community, or Society as aforesaid, shall, after the Commencement of this Act, within any Part of the United Kingdom, admit any Person to become a Regular Ecclesiastic, or Brother or Member of any such Religious Order, Community, or Society, or be aiding or consenting thereto, or shall administer or cause to be administered, or be aiding or assisting in the administering or taking, any Oath, Vow, or Engagement purporting or intended

intended to bind the Person taking the same to the Rules, Ordinances, or Ceremonies of such Religious Order, Community, or Society, every Person offending in the Premises in *England* or *Ireland* shall be deemed guilty of a Misdemeanor, and in *Scotland* shall be punished by Fine and Imprisonment.

Any Person so admitted a Member of a Religious Order to be banished.

XXXIV. And be it further enacted, That in case any Person shall, after the Commencement of this Act, within any Part of this United Kingdom, be admitted or become a Jesuit, or Brother or Member of any other such Religious Order, Community, or Society as aforesaid, such Person shall be deemed and taken to be guilty of a Misdemeanor, and being thereof lawfully convicted shall be sentenced and ordered to be banished from the United Kingdom for the Term of his natural Life.

The Party offending may be banished by His Majesty;

XXXV. And be it further enacted, That in case any Person sentenced and ordered to be banished under the Provisions of this Act shall not depart from the United Kingdom within Thirty Days after the pronouncing of such Sentence and Order, it shall be lawful for His Majesty to cause such Person to be conveyed to such Place out of the United Kingdom as His Majesty, by the Advice of His Privy Council, shall direct.

and if at large after Three Months, may be transported for Life.

XXXVI. And be it further enacted, That if any Offender, who shall be so sentenced and ordered to be banished in manner aforesaid, shall, after the End of Three Calendar Months from the Time such Sentence and Order hath been pronounced, be at large within any Part of the United Kingdom, without some lawful Cause, every such Offender being so at large as aforesaid, on being thereof lawfully convicted, shall be transported to such Place as shall be appointed by His Majesty, for the Term of his natural Life.

Not to extend to Female Societies.

XXXVII. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend in any Manner to affect any Religious Order, Community, or Establishment consisting of Females bound by Religious or Monastic Vows.

Penalties how to be recovered.

XXXVIII. And be it further enacted, That all Penalties imposed by this Act shall and may be recovered as a Debt due to His Majesty, by Information to be filed in the Name of His Majesty's Attorney General for *England* or for *Ireland*, as the Case may be, in the Courts of Exchequer in *England* or *Ireland* respectively, or in the Name of His Majesty's Advocate General in the Court of Exchequer in *Scotland*.

Act may be altered this Session.

XXXIX. And be it further enacted, That this Act, or any Part thereof, may be repealed, altered, or varied at any Time within this present Session of Parliament.

Commencement of Act.

XL. And be it further enacted, That this Act shall commence and take effect at the Expiration of Ten Days from and after the passing thereof.

SCHE-

SCHEDULE to which this Act refers.

Date of the Registry.	Name of the Party.	AGE.	Place of Birth.	Name of the Order, Community, or Society whereof he is a Member.	Name and usual Residence of the next immediate Superior of the Order, Community, or Society.	Usual Place of Residence of the Party.

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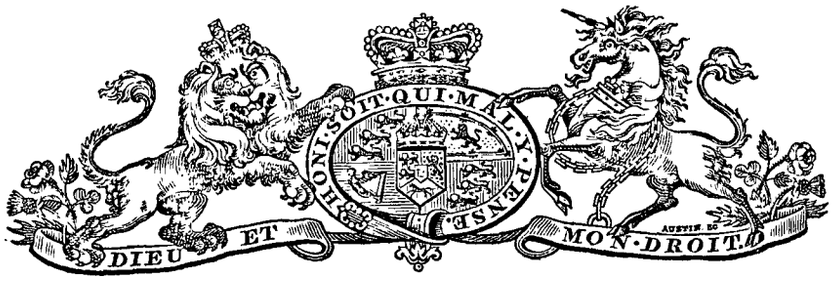

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. VIII.

An Act to amend certain Acts of the Parliament of *Ireland* relative to the Election of Members to serve in Parliament, and to regulate the Qualification of Persons entitled to vote at the Election of Knights of the Shire in *Ireland*.

[13th *April* 1829.]

WHEREAS by an Act of the Parliament of *Ireland*, passed in the Thirty-third Year of the Reign of King *Henry* the Eighth, intituled *An Act for the Adjournment of the Parliament, and the Place to hold the same, and what Persons shall be chosen Knights and Burgesses*, it is amongst other Things enacted, that every Knight, Citizen, and Burgess for every Parliament thereafter within the Realm of *Ireland* to be summoned, appointed, or holden, shall be chosen and elected by the greater Number of the Inhabitants of the said Counties, Cities, and Towns, being present at the said Election by virtue of the King's Writs for that Intent addressed, and also that every Elector of the said Knights shall dispend and have Lands and Tenements of Estate of Freehold within the said Counties at the least to the yearly Value of Forty Shillings, over and above all Charges: And whereas by an Act passed in the Parliament of *Ireland* in the Thirty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for regulating* 33 H. 8. (I.) 35 G. 3. (I.)

lating the Election of Members to serve in Parliament, and for repealing the several Acts therein mentioned, and also by subsequent Acts, Persons having Freehold Estates are required to register their Freeholds in the Manner therein prescribed, in order to qualify them to vote at Elections for Members to serve in Parliament for Counties in *Ireland:* And whereas it is expedient to increase the Amount of the Qualification necessary to entitle Persons to vote at such Elections, and to amend the Laws now in force in *Ireland* relating to the Registry of Freeholds; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Commencement of this Act that Part of the said Act of the Thirty-third Year of King *Henry* the Eighth, herein-before recited, which relates to the Amount or Value of the Freehold necessary to qualify Persons to be Electors of Knights of the Shire to serve in Parliament for Counties in *Ireland*, shall be and the same is hereby repealed.

So much of 33 H. 8. as relates to the Qualification of Electors for Counties in Ireland, repealed.

II. And be it enacted, That from and after the Commencement of this Act no Person shall be admitted to vote at any Election of any Knight of the Shire to serve in the Parliament of the United Kingdom for any County in *Ireland* (save as herein-after is provided), unless such Person shall have an Estate of Freehold, in Lands, Tenements, or Hereditaments in such County, of the clear yearly Value of Ten Pounds at the least, over and above all Charges, except only Public or Parliamentary Taxes, County, Church, or Parish Cesses or Rates, and Cesses on any Townland or Division of any Parish or Barony.

No Person to vote at any Election of Knight of the Shire unless he have a Freehold Estate of 10*l.* a Year.

III. And be it enacted, That from and after the Commencement of this Act no Person shall be admitted to vote at any Election of a Knight of the Shire to serve in the Parliament of the United Kingdom for any County in *Ireland* by virtue or in respect of any Estate of Freehold of less annual Value than Twenty Pounds of the late Currency of *Ireland*, unless such Freehold shall be registered pursuant to the Provisions of this Act, save only as herein-after provided.

Nor unless such Freehold, if under 20*l.* a Year, be registered according to this Act.

IV. And be it enacted, That after the Commencement of this Act a Session for the Purpose of registering Freeholds within this Act shall be holden in and for each County in *Ireland*, by and before the Assistant Barrister of such County, on such Days and at such Places in each such County respectively as the Lord Lieutenant or other Chief Governor or Governors of *Ireland* shall appoint; and the Clerk of the Peace for each such County shall, Forty Days at the least before the Day so appointed, cause to be posted in each Market Town therein Notices, in the Form specified in the First Schedule to this Act annexed, that such Session, for the Purpose of registering Freeholds within this Act, will be holden on the Days and at the Places so appointed, and that Applications for that Purpose will be then and there taken into consideration.

A Session for registering Freeholds to be holden in each County, at such Days and Places as the Lord Lieutenant shall appoint.

Notice to be given to Clerk of the Peace of Applications to register.

V. And be it enacted, That every Person intending to register a Freehold at any such Session shall give to the Clerk of the Peace for the County Notice in Writing of such Intention Thirty clear Days at the least before the Day appointed for the holding of such Session in the Division of the County wherein such Freehold is situate, and shall in such Notice state, according to the Form prescribed in the Second Schedule to this Act annexed, his Name and Residence, the Description of the Lands, Tenements, Hereditaments, or Rent-charge in respect of which such Application is to be made, and whether he intends to register such Freehold at the annual Sum of Twenty Pounds or of Ten Pounds; and the Clerk of the Peace of each County shall enter all such Notices, according to the Order in which he shall receive them, in a List in the Form specified in the Third Schedule to this Act annexed, and shall, Fifteen Days at least before the Day appointed for holding such Session, cause a Copy of such List to be published in some Newspaper printed in such County, or in case no Newspaper shall be therein printed, then in some Newspaper printed in any adjoining County: Provided always, that no such List for the Session to be first holden shall be liable to any Stamp Duty as an Advertisement.

Clerk of the Peace to enter Notices in a List, and publish such List in a Newspaper.

Proceedings at the Session.

VI. And be it enacted, That at each such Session the Names of the Persons contained in such Lists shall be severally called by the Clerk of the Peace; and each Person so called, who shall claim to register any Freehold at the annual Sum of Twenty Pounds or of Ten Pounds, shall produce in open Court before such Assistant Barrister the Deed, Lease, or Instrument, duly stamped, by virtue of which such Person shall claim such Freehold; or in case he shall not claim by virtue of any Deed, Lease, or Instrument, then such Person shall otherwise establish his Title to such Freehold; and such Person shall also make it appear that a solvent and responsible Tenant could afford to pay fairly and without Collusion for the same the annual Sum of Twenty Pounds or Ten Pounds, as the Case may be, as an additional Rent, over and above all Charges, save such as are herein-before excepted, and over and above any Rent to which the Person so claiming to register such Freehold may be liable in respect of the same.

Assistant Barrister to investigate the Claim to register.

VII. And be it enacted, That such Assistant Barrister shall inspect and examine every Deed, Lease, or Instrument so produced, and investigate the Title so made, as also the Title which any Claimant shall in any other Manner seek to establish, and shall determine whether the same is or is not sufficient to entitle the Person claiming thereunder to an Estate of Freehold; and shall also examine and inquire, as well by the Oath of the Person so claiming as by any Evidence offered either in support of or in opposition to such Claim, whether a solvent and responsible Tenant could afford to pay fairly and without Collusion, as an additional Rent for such Freehold, the annual Sum of Twenty Pounds or Ten Pounds, as the Case may be, over and above all Charges, save such as are herein-before excepted, and over and above any Rent to which the Person so claiming may be liable in respect of the same; and shall also inquire by any of the Means aforesaid into the Truth of the several Particulars required to be

be stated in the Oath herein-after prescribed to be taken for the Registry of such Freehold.

If the Assistant Barrister adjudge the Claimant entitled, he shall take the Oath hereby prescribed.

VIII. And be it enacted, That if it shall appear to such Assistant Barrister that the Person so claiming is entitled to register such Freehold at the annual Sum, within the Meaning of this Act, at which he shall claim to register the same, such Assistant Barrister shall and may so adjudge; and in such Case the Person so adjudged entitled shall, instead of the Oath or Oaths, Affirmation or Affirmations, now by Law required in that Behalf, take and subscribe before such Assistant Barrister the Oath mentioned in the Fourth Schedule to this Act annexed, where the Freehold of such Person shall be of the annual Value of Twenty Pounds, not arising from a Rent-charge, and where the same shall arise from a Rent-charge, then the Oath prescribed in the Fifth Schedule to this Act annexed, and where the same shall be of the Value of Ten Pounds, then the Oath prescribed in the Sixth Schedule to this Act annexed.

Certificate of Registry.

IX. And be it enacted, That the Clerk of the Peace shall thereupon, instead of the Certificate of Registry now by Law required, deliver to the Person so adjudged to be entitled a Certificate, signed by such Assistant Barrister and by such Clerk of the Peace, stating that such Person has duly registered a Freehold in the County within which the same shall be situate at the annual Sum so proved as aforesaid, and reciting the Oath of such Person on which such Freehold has been registered, which Certificate shall stand in place of and be of equal Effect and Authority, to all Intents and Purposes, as the Certificate of Registry now by Law required.

Oath to be signed by the Assistant Barrister, and filed of Record.

X. And be it enacted, That every such Oath shall be signed by the Assistant Barrister before whom the same shall be taken, and shall be by him delivered to the Clerk of the Peace, to be filed and kept amongst the Records of the County; and such Assistant Barrister is hereby required to take care that such Oath shall be agreeable to the Form hereby prescribed; and no Objection in point of Form shall at any Time thereafter be allowed to any such Oath when so signed.

If Claimant not entitled to register, the Assistant Barrister shall so adjudge, and set forth the Objection.

XI. And be it enacted, That in case it shall appear to such Assistant Barrister that the Person claiming to register a Freehold is not entitled to register the same, either in consequence of any Objection to the Deed, Lease, or Instrument so produced by him, or in consequence of any Defect in the Title to such Freehold, or in consequence of Insufficiency in the annual Value of the Freehold claimed, or in consequence of any Objection relative to any of the Matters to be stated in the Oath hereby required to be taken for registering such Freehold, such Assistant Barrister shall refuse to permit such Person to register, and shall in that Case make an Order adjudging such Person not to be entitled to register such Freehold; and where any such Order shall be founded upon Insufficiency of Value, it shall state such Insufficiency as the Ground of such Order, or otherwise shall set forth the Objection by reason whereof such Person is adjudged to be not entitled so to register such Freehold: Provided always, that such Order shall be without Prejudice to any future Application to register

register such Freehold which the Person claiming the same shall think fit to make at any subsequent General or Quarter Sessions of the Peace.

If Order grounded on Insufficiency of Value, Claimant may require a Jury.

XII. And be it enacted, That if any Person against whose Claim any such Order shall be made on the Ground of Insufficiency of Value shall deem himself aggrieved thereby, it shall be lawful for such Person to appeal therefrom to the Judges of Assize at the next Assizes for the County within which the Freehold which he claims to register shall be situate; and such Judges of Assize, or One of them, are and is hereby empowered and required to try and inquire, by the Verdict of a Jury, whether the Freehold is of the annual Value, within the Meaning of this Act, at which the Claimant seeks to register such Freehold; and such Jury shall be returned by the same Officer and in the same Manner in which Juries are now returned in Cases of Appeal from the Decrees of the Assistant Barrister on Civil Bills, and shall take the Oath prescribed by the Seventh Schedule to this Act annexed; and if such Jury shall give a Verdict in favour of the Claim to register, and the Judge before whom the same shall be tried shall consider such Claim to be in other Respects well founded, the Order so complained of shall be thereupon reversed.

Where Registry is refused on any other Ground, Claimant may appeal to Judge of Assize.

XIII. And be it enacted, That where any Person against whose Claim to register a Freehold any Order shall be made by the Assistant Barrister on any other Ground than Insufficiency of Value shall consider himself aggrieved by such Order, it shall be lawful for such Person to appeal from such Order to the Judges of Assize at the next Assizes for the County; and such Judges of Assize, or One of them, shall have Power, on Motion, to review such Order, and either to affirm or reverse the same, as shall be fit.

Proceedings in case of Reversal of Order.

XIV. And be it enacted, That in every Case in which any Order of any Assistant Barrister shall upon Appeal be reversed, the Judge of Assize before whom the same shall have been heard shall thereupon cause such Oath to be taken and subscribed, and such Certificate to be given, and shall sign the same respectively, in like Manner as the Assistant Barrister is herein-before required to do, and shall cause such Acts to be performed by the Clerk of the Peace or his Deputy, and such Proceedings to be had, as are herein-before directed and required when any Freehold is registered at any Sessions before the Assistant Barrister; and such Oath and Certificate, and such Acts and Proceedings, shall be of the like Effect as if they had been taken, subscribed, given, performed, and had before the Assistant Barrister.

After the Session hereby directed, Freeholds may be registered at Quarter Sessions.

XV. And be it enacted, That after the Termination of the Session hereby directed to be first holden in any County in *Ireland* for the registering Freeholds, it shall and may be lawful for any Person desiring to register a Freehold in such County to register the same at a Civil Bill Court to be held at any General or Quarter Sessions of the Peace to be holden for such County, upon giving to the Clerk

of the Peace a Notice of his Intention so to do, in the Form herein-before provided, Thirty clear Days at the least before the Day appointed for the holding of such General or Quarter Sessions in the Division wherein such Freehold shall be situate; and the Clerk of the Peace shall in each such Case proceed in all respects in the same Manner as herein-before prescribed with relation to Applications for registering Freeholds at the first Session for that Purpose hereby directed; and the Assistant Barrister of such County is hereby authorized and required to hear and determine such Application at such General or Quarter Sessions in the same Manner in all respects as is herein-before provided with respect to Applications to register Freeholds at the Session for that Purpose to be first holden under this Act; and thereupon the same Proceedings shall and may be had, the like Orders made, the like Oaths taken, the like Certificates granted, the like Rights and Powers of Appeal enjoyed and exercised, and the like Rules, Regulations, Enactments, Matters, and Things observed, performed, and followed, as if such Application had been made at the first Session for registering Freeholds directed to be held under this Act.

Officers to attend Sessions for Registry.

XVI. And be it enacted, That the Sheriff of each County in *Ireland*, or his Under Sheriff, and also the Clerk of the Peace for each such County, or his Deputy, and the Chief Constable of the Barony in which each and every such Court of Sessions shall be held, and such Number of other Constables as the Assistant Barrister shall deem sufficient, shall attend the Court from Day to Day during the Continuance of each such Session.

Session for registering Freeholds to be deemed a Court of Record.

XVII. And be it enacted, That every Session to be held for registering Freeholds within this Act shall be deemed a Court of Record; and that it shall be lawful for every Assistant Barrister before whom such Court shall be held, from Time to Time, as there shall be Occasion, to fine the Clerk of the Peace or his Deputy, or the Sheriff or Sub-Sheriff of the County in which such Court shall be held, and any Chief or Petty Constable shall respectively be guilty of any Breach of Duty in the Execution of this Act, in any Sum not exceeding Five Pounds, and at his Discretion to fine in any Sum not exceeding Forty Shillings, or to commit to Prison for any Time not exceeding a Fortnight, any Person whatsoever who shall disturb the Court so to be held by him for registering Freeholds as aforesaid, or who shall be guilty of any other Contempt of the said Court.

Persons registered at first Session exempt from Fees.

XVIII. And be it enacted, That any Person who at the Commencement of this Act shall be duly registered as a Freeholder in *Ireland*, and who shall register a Freehold at the Session to be first holden in pursuance of this Act, shall be exempt from the Payment of any Fee whatever for or in respect of such new Registry.

Fee to Clerk of the Peace.

XIX. And be it enacted, That the Clerk of the Peace shall be entitled to demand and have from every Person claiming to register

a Freehold under this Act, save as herein-before excepted, the Sum of Two Shillings and Sixpence, and no more.

XX. And be it enacted, That in every Case where any Oath is by this Act required to be taken, every Person being a Quaker or Moravian may make Affirmation in the Form prescribed hereby for each such Oath respectively, and that all Provisions herein contained relative to any Oath shall respectively extend and apply to every such Affirmation. Quakers or Moravians may affirm.

XXI. And be it enacted, That if any Person shall, in any Oath or Affirmation to be taken under this Act, wilfully and corruptly swear or affirm falsely, such Person shall be deemed guilty of Perjury, and be liable to the same Pains, Penalties, and Punishments as any Person is now liable to for wilful and corrupt Perjury. False Oath, Perjury.

XXII. And be it enacted, That if any Person shall forge or counterfeit the Signature of any Judge, Assistant Barrister, or Clerk of the Peace, to any Order, Certificate, or any Instrument or Writing purporting to be an Order or a Certificate within this Act, or the Signature of any Person to any Oath or Affirmation within this Act, or shall knowingly utter or publish as true and genuine any such forged or counterfeited Order, Certificate, Instrument, Writing, Oath, or Affirmation, every Person so offending shall be deemed guilty of Felony, and shall be liable, at the Discretion of the Court before which he shall be tried, to be transported beyond the Seas for the Term of Seven Years, or to be imprisoned, with or without hard Labour, for any Term not exceeding Three Years. Forgery of Certificate or Oath, Felony.

XXIII. And be it enacted, That if any Person shall refuse to be sworn or to give Evidence before any Judge, Assistant Barrister, or Jury, upon the Investigation of any such Claim as aforesaid, without sufficient lawful Excuse, to be allowed by such Judge or Assistant Barrister, it shall be lawful for such Assistant Barrister to order such Person to pay a Fine, not exceeding Ten Pounds, to be applied to the Use of the County Infirmary or such charitable Institution as the Assistant Barrister shall think fit, or in default thereof to commit such Person to the Gaol of the County for any Term not exceeding Two Calendar Months. Penalty on Persons refusing to give Evidence.

XXIV. And be it enacted, That every Person who shall duly register a Freehold within this Act at the first Session herein-before mentioned shall be thereupon forthwith entitled to vote at any Election to be held in and for the County for which such Freehold shall be registered; and that any Person who shall at any Time after such first Session duly register a Freehold according to the Provisions of this Act shall be entitled to vote at any Election to be held by virtue of any Writ tested Six Calendar Months at the least after such Registry. Persons registering at first Session entitled to vote immediately; other Persons after Six Months.

XXV. And be it enacted, That it shall be lawful for any Freeholder who may be entitled by Law to register a Freehold in any County in *Ireland* of the annual Value of Fifty Pounds, and who shall not Freeholders of 50*l.* may register under this Act, or

in the Law Courts.

not before the passing of this Act have registered such Freehold, to register such Freehold by taking and subscribing the Oath mentioned in the Fourth Schedule to this Act annexed, either before the Assistant Barrister at Quarter Sessions, or in any of the Superior Law Courts of Record in *Dublin*, or before a Judge at the Assizes, in manner now by Law authorized; and that the said Oath shall be subscribed by the Assistant Barrister, or by One of the Judges of the Court before whom the same was taken, and being delivered to the Clerk of the Peace shall be signed by him and kept among the Records of the County; and each such Freeholder shall thereupon be entitled to receive, at any Quarter Sessions of the Peace for the Division of the County in which his Freehold shall be situate, a Certificate of his having duly registered the same, which Certificate shall recite the Oath taken and subscribed by such Freeholder, and, being signed by the Assistant Barrister and Clerk of the Peace, shall be of equal Validity and Effect with any Certificate to which such Freeholder would now by Law be entitled.

Where Freeholds of 50*l.* or 20*l.* are registered prior to this Act, no new Registry required.

XXVI. And be it enacted, That where any Freehold shall have been duly registered as being of the Value of Fifty Pounds or of Twenty Pounds respectively, the Registry whereof shall at the Commencement of this Act be a valid and unexpired Registry according to the Provisions of any Act now in force, it shall not be necessary during the Subsistence of such Registry to register such Freehold under the Provisions of this Act.

Registry contrary to this Act invalid.

XXVII. And be it enacted, That no Registry hereafter to be made of any Freehold shall be valid, unless made conformably to the Provisions of this Act.

No Person to vote unless Freehold registered within 8 Years preceding the Writ.

XXVIII. And be it further enacted, That no Person shall be admitted to vote at any Election of a Member or Members to serve in Parliament by virtue of any Freehold of less annual Value than Fifty Pounds, registered under the Provisions of this Act, unless he shall have registered the same within Eight Years preceding the Test of the Writ for holding such Election.

Duties of Clerk of the Peace.

XXIX. And be it enacted, That in case of any Registry of a Freehold within this Act, the Clerk of the Peace for each County in *Ireland* shall keep the like Books, make the like Returns, and discharge and execute all other the like Duties, Matters, and Things as he is now by Law authorized, entitled, or required to do with respect to the Registry of Freeholds in such County, save so far as is otherwise ordained by this Act; and that all Matters and Things now by Law authorized or required for the due Registration of such Freeholds shall be in all respects done, performed, observed, and fulfilled, and all Provisions, Penalties, Rules, Orders, Regulations, and Conditions relating to the Registration of such Freeholds, and contained in any Act or Acts now in force, shall be used, applied, and enforced with respect to and shall be construed to extend to all Freeholds to be registered under this Act, as if the same had been herein enacted, save so far as is hereby otherwise provided.

Former Enactments in force, save as hereby altered.

XXX. And

XXX. And be it enacted, That all Laws now in force touching the registering of Freeholders in Counties at large of the annual Value of Fifty Pounds, Twenty Pounds, and Forty Shillings respectively, and touching the polling of Persons qualified to vote at Elections for such Counties by virtue of such Freeholds, shall be and the same are hereby extended to Freeholders of the annual Value under this Act of Fifty Pounds, Twenty Pounds, and Ten Pounds respectively, and that it shall be lawful to substitute the Words Ten Pounds for Forty Shillings in all Matters relating to such Freeholds, as Circumstances may require.

Laws in force respecting the registering of certain Freeholders extended to those under this Act.

XXXI. And be it enacted, That in the County of *Dublin* all Freeholds to be registered under this Act shall be registered before the Chairman of the Sessions for that County, in the same Manner in all respects as before the Assistant Barrister in any other County; and such Chairman shall have, exercise, perform, and discharge every Power, Jurisdiction, Right, Authority, Duty, and Function hereby vested in or given to any such Assistant Barrister; and in any Case where an Appeal is hereby allowed from the Order of an Assistant Barrister to the Judges of Assize, the like Power of Appeal from any Order of such Chairman shall and may, in the Case of any Freehold in the County of *Dublin*, be exercised and enjoyed to any of His Majesty's Superior Law Courts of Record in *Dublin*; and the Court to which any such Appeal shall be made shall proceed with respect thereto in the same Manner as any Judge of Assize is hereby authorized or required to proceed.

Freeholds in the County of Dublin may be registered before the Chairman of the Sessions.

XXXII. And be it enacted, That every Enactment herein contained relative to any Assistant Barrister or Judge of Assize shall, in the County of *Dublin* respectively, extend and apply to the Chairman of the Sessions of that County, and to His Majesty's Superior Law Courts of Record.

Enactments herein contained to extend to him.

XXXIII. And be it enacted, That each Riding in the County of *Cork* shall be deemed to be a County for the Purposes of this Act.

Cork Ridings deemed Counties.

XXXIV. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to alter or in any Manner affect the Qualification now by Law required to entitle any Person to vote at any Election by virtue of any Rent-charge.

Not to alter Qualification of Rent-charger.

XXXV. Provided also, and be it enacted, That no Rector, Vicar, or Curate shall be obliged to register his Freehold arising from his Rectory, Vicarage, Curacy, or other Ecclesiastical Preferment, or be precluded from voting at any Election on account of his not having registered the same.

Rectors, &c. not required to register.

XXXVI. And be it enacted, That it shall be lawful for every Assistant Barrister to administer all such Oaths as are by this Act required to be taken or administered.

Assistant Barristers to administer Oaths.

Expences of Notices, &c.

XXXVII. And be it enacted, That the Expences of printing the Notices and of the Advertisements hereby directed shall be defrayed by the Clerk of the Peace in each County respectively; and the Grand Jury of each such County, or the Term Grand Jury for the County of *Dublin*, as the Case may be, are hereby respectively required, at the next Assizes or Presenting Term after such Notices and Advertisements, to present, to be levied off their respective Counties in the same Manner as other Sums are authorized to be presented by such Grand Juries, all such Sums as shall have been necessarily disbursed by such Clerks of the Peace respectively, which Sums shall be paid to such Clerks of the Peace.

Notice of Termination of first Session of Registry.

XXXVIII. And be it enacted, That when the Session herein directed to be first holden for the Purpose of registering Freeholds shall have terminated in any County, the Lord Lieutenant or other Chief Governor or Governors of *Ireland* shall cause Notice thereof to be inserted in the *Dublin Gazette;* and that in case of a Vacancy in the Representation of any such County in this present Parliament before the Publication of such Notice of the Termination of the Session for such County, no Writ shall issue for the holding of an Election of a Knight of the Shire for such County until after the Publication of such Notice.

In case of Dissolution of Parliament, old Freeholders may vote if no Notice has been published.

XXXIX. Provided always, and be it enacted, That if after the Commencement of this Act, and before the Publication of such Notice of the Termination of the said first Session in any County in *Ireland*, any Election shall take place in pursuance of any Writ issued for the Election of Members to serve in any new Parliament for such County, every Person who would have been entitled to vote at any such Election in case this Act had not been made shall be entitled to vote at the Election to be holden in pursuance of any such Writ; any thing in this Act contained notwithstanding.

Assistant Barristers may adjourn Sessions if necessary.

XL. And be it enacted, That in case any Exigency shall render it necessary for any Assistant Barrister to adjourn any Session for the Registry of Freeholders so appointed to be first holden, it shall be lawful for him to adjourn and continue the same as Circumstances may require.

Assistant Barristers to be remunerated.

XLI. And be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor of *Ireland*, by Order or Warrant under his Hand, to direct the Payment, out of the Consolidated Fund, of such Sum as he or they shall deem sufficient to remunerate each Assistant Barrister and Clerk of the Peace for his Attendance at the Session to be first holden in pursuance of this Act.

Commencement of Act.

XLII. And be it enacted, That this Act shall commence from and after the Day next after the passing of this Act.

Act may be amended.

XLIII. And be it further enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be passed in this present Session of Parliament.

SCHEDULES referred to in this Act.

SCHEDULE I.

Form of Notice of holding the first Session for registering Freeholds under this Act.

County of } NOTICE is hereby given, That a Session for the Purpose of registering Freeholds in and for the said County, pursuant to an Act passed in the Tenth Year of the Reign of King George the Fourth, will be holden on the Day of next, at , and on the Day of at , and on the Day of at in the said County, before the Assistant Barrister, at which Times and Places Applications to register Freeholds in the several Divisions of the said County respectively will be taken into consideration.

Dated this Day of .

G.
Clerk of the Peace for the said County.

SCHEDULE II.

Form of Notice to be given to the Clerk of the Peace of Applications to register Freeholds.

TAKE notice, That it is my Intention to apply to register a Freehold in the County of the Particulars whereof are as follows:

Name and Residence of Applicant.	Description of Freehold, with the Names of Barony and Townland in which it is situate.	Yearly Value to be registered.

SCHEDULE III.

List of Applications to be entered by the Clerk of the Peace.

N°.	Name and Residence of Applicant.	Description of Freehold, with the Names of Barony and Townland in which it is situate.	Yearly Value to be registered.

SCHEDULE IV.

Oath of Freeholder registering a Freehold of the Value of Fifty Pounds [or *Twenty Pounds*, as the Case may be] *not arising from a Rent-charge.*

I *A. B.* of in the County of do swear, That I am a Freeholder of the County of and that I have a Freehold therein, arising from a House, [*or* Houses, Lands, *or both, or other Hereditaments, as the Case may be,*] of the clear yearly Value of Fifty Pounds [*or* Twenty Pounds, *as the Case may be,*] above all Charges payable out of the same, lying and being at [*naming the Townland or Townlands, and Barony or Baronies, Half Barony or Half Baronies, wherein the Freehold is situate, in the said County,*] and that a solvent and responsible Tenant could afford to pay for the same, as an additional Rent, fairly and without Collusion, the annual Sum of Fifty Pounds, [*or* Twenty Pounds, *as the Case may be,*] as I verily believe, over and above any Rent which I am liable to pay for the same, and over and above all other Charges, except only Public or Parliamentary Taxes, County, Church, or Parish Cesses, or Rates and Cesses on any Townland or Division of any Parish or Barony; and that the said Freehold does not arise from a Rent-charge; and that I have not accepted or procured the said Freehold fraudulently, nor in exchange for any Freehold in any other County; and that I do not hold the said Freehold by virtue of any Lease, Deed, or Instrument executed or made after the First Day of July One thousand eight hundred and twenty-three, to any Person or Persons, jointly, in common, or in Partnership.

So help me GOD.

SCHEDULE V.

Oath to be taken by Rent-charger.

I *A. B.* of in the County of do swear, That I am a Freeholder in the County of and that I have a Freehold therein of the clear yearly Value of Twenty Pounds at the least, above all Charges payable out of the same, consisting of a Rent-charge granted by Deed bearing Date the Day of in the Year on the Lands of [*naming the Lands mentioned in such Deed, and the Barony or Baronies, Half Barony or Half Baronies, wherein the same lie*], and that I am in the Possession thereof to the clear Amount of Twenty Pounds yearly, and am entitled to receive the same, as it becomes due, to and for my own sole Use and Benefit; and that I have not procured or accepted the same fraudulently, nor in exchange for a Freehold in any other County.

So help me GOD.

SCHEDULE VI.

Oath of Freeholder registering a Freehold of the annual Value of Ten Pounds.

I *E. F.* of in the County of do swear, That I am a Freeholder of the County of and that I have a Freehold therein, arising from a House, [*or* Houses, Land, *or both, or other Hereditaments, as the Case may be,*] of the clear yearly Value of Ten Pounds above all Charges payable out of the same, except only Public or Parliamentary Taxes, County, Church, or Parish Cesses or Rates, and Cesses on any Townland or Division of any Parish or Barony, lying and being at [*naming the Townland or Townlands or other Denomination by which the Place is generally known, and the Barony or Half Barony or Baronies wherein it is situate,*] in this County, and that a solvent and responsible Tenant could, as I verily believe, afford to pay for the same, as an additional Rent, fairly and without Collusion, the annual Sum of Ten Pounds, over and above all Rent to which I am liable in respect thereof, and that the said Freehold does not arise from a Rent-charge, and that the same arises by virtue of the Deed, Lease, and Instrument which I now produce, bearing Date the Day of in the Year [*or otherwise, stating the Nature of the Title, as the Case may be,*] and that I am in the actual Occupation thereof by residing thereon, [*or* by tilling, *or* by grazing, *or* by both tilling and grazing, *as the Case may be; and where the Freehold is held under any Deed, Lease, or Instrument, adding these Words,* and that the said Freehold is not let or agreed to be let to the Person

or Persons who executed the said Deed or Instrument, or to the Heirs or Assigns of such Person or Persons, or to any one in Trust for him, her, or them, nor do I intend to let the same or any Part thereof to such Person or Persons, or any of them, and that I have not agreed to let it for the Term for which I hold it,] and that I have not procured or accepted the said Freehold fraudulently, nor in exchange for a Freehold in any other County, and that I do not hold my said Freehold by virtue of any Lease, Deed, or other Instrument executed or made after the First Day of July One thousand eight hundred and twenty-three, to any Person or Persons jointly, in common, or in Partnership. So help me GOD.

SCHEDULE VII.

Oath of a Juror.

YOU shall well and truly try whether the Lands, Tenements, or Hereditaments in respect of which *C. D.* claims to register a Freehold in the County of are or are not of the clear yearly Value of Ten Pounds [*or* Twenty Pounds, *as the Case may be,*] over and above all Charges payable out of the same, except only Public or Parliamentary Taxes, County, Church, or Parish Cesses, or Rates and Cesses on any Townland or Division of any Parish or Barony, and whether a solvent and responsible Tenant could afford to pay for the same, fairly and without Collusion, as an additional Rent, the said annual Sum, over and above any Rents to which the said *C. D.* is liable in respect of such Freehold, and a true Verdict give according to the Evidence. So help you GOD.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. IX.

An Act for fixing, until the Twenty-fifth Day of *March* One thousand eight hundred and thirty, the Rates of Subsistence to be paid to Innkeepers and others on quartering Soldiers.

[13th *April* 1829.]

WHEREAS by an Act passed in the present Session of Parliament, for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters, it is (amongst other Things) enacted, that Officers and Soldiers shall be furnished with Diet and Small Beer, upon paying and allowing for the same the several Rates that are or shall be established by any Act or Acts; and an Option is given to Innholders and others upon whom Officers and Soldiers are quartered and billetted, to furnish certain Articles *gratis* in lieu of Diet and Small Beer; and it is just and expedient that an adequate Allowance shall be made and established for Provision and other Articles furnished to Officers and Soldiers: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That every Non-commissioned Officer and Private Soldier who shall be furnished with Diet and Small Beer, within those Parts of the United Kingdom specified in the said recited Act, by the Innholders or other Persons on whom such

10 G. 4. c. 6.

Allowance for the Diet of Non-commissioned Officers and Soldiers, 1s. per Day.

such Non-commissioned Officers or Private Soldiers shall be quartered and billetted by virtue of this Act, shall pay and allow for the same the Sum of One Shilling *per Diem*; and that for such Allowance of One Shilling, the Innholder or other Person shall furnish One Meal, *videlicet*, a hot Dinner, if required, in each Day, to each Non-commissioned Officer, Trumpeter, Drummer, and Private Soldier quartered and billetted on him, to consist of such Quantity of Diet and Small Beer as have been or shall be specified and fixed in and by any Regulations made or to be made from Time to Time by His Majesty in that Behalf, but not to exceed One Pound and a Quarter of Meat previous to being dressed, One Pound of Bread, One Pound of Potatoes or other Vegetables previous to being cooked, and Two Pints of Small Beer, and Vinegar, Salt, and Pepper; and that the Accounts of the same shall be rendered, and Payment thereof made, in like Manner as is directed by the said Act.

Allowance for certain Articles furnished in lieu of Diet and Small Beer.

II. And be it further enacted, That in case any Innholders or other Persons, on whom any Non-commissioned Officers or Private Men shall be quartered within the aforesaid Parts of the United Kingdom, shall, by virtue of the said Option in the said Act, furnish such Non-commissioned Officers or Soldiers with the Articles therein mentioned, in lieu of furnishing Diet and Small Beer at the Rates prescribed by this Act, such Innholders or other Persons on whom such Non-commissioned Officers or Soldiers are quartered, and by whom the said Articles shall have been so supplied, shall receive in consideration thereof One Halfpenny *per Diem* for each Non-commissioned Officer and Soldier; which Sum of One Halfpenny *per Diem* shall be accounted for and paid in like Manner as is directed touching the Rates aforesaid.

Allowance for Horses.

III. And be it further enacted, That the Sum to be paid to the Innholder or other Person within the aforesaid Parts of the United Kingdom, on whom any of the Horses belonging to His Majesty's Forces shall be quartered by virtue of the said Act, for Hay and Straw, shall be Ten-pence *per Diem* for each Horse.

For dieting Non-commissioned Officers and Soldiers on their March.

IV. And be it further enacted, That all Non-commissioned Officers and Soldiers shall be entitled to receive their Diet and Small Beer from the Innholders or other Persons on whom they may be billetted, within the aforesaid Parts of the United Kingdom, at the Rates hereinbefore prescribed, while on the March, as also on and for the Day of their Arrival at the Place of their final Destination, and on the Two subsequent Days, unless either of the Two subsequent Days shall be a Market Day in and for the Town or Place where such Officers or Soldiers shall be billetted, or within the Distance of Two Miles thereof; in which Case it shall be lawful for the Innholder or other Person as aforesaid to discontinue on and from such Market Day the Supply of Diet and Small Beer, and to furnish in lieu thereof the Articles in the said recited Act specified, and at the Rates hereinbefore prescribed.

Persons paying Money to Soldiers

V. Provided always, That if any Victualler or other Person, liable by the said recited Act to have Soldiers billetted or quartered on him

or her, shall pay any Sum or Sums of Money to any Non-commissioned Officer or Soldier on the March, in lieu of furnishing in Kind the Diet and Small Beer to which such Non-commissioned Officer or Soldier is entitled under the said Act, every such Victualler or other Person may be proceeded against and fined in like Manner as if he or she had refused to furnish or allow, according to the Directions of the said recited Act, the several Things respectively directed to be furnished to Non-commissioned Officers or Soldiers so quartered or billetted on him or her as aforesaid.

on the March, in lieu of furnishing Diet and Small Beer, liable to be fined.

VI. Provided also, and be it further enacted, That if any Regiment, Troop, Company, or Detachment, when on the March, shall be halted, either for a limited or indefinite Time, at any intermediate Place, the Non-commissioned Officers and Soldiers belonging thereto shall be entitled to receive their Diet and Small Beer from the Persons on whom they shall be billetted at such intermediate Place, for such Time only for which they would be entitled to receive the same after arriving at the Place of their final Destination, according to this Act: Provided nevertheless, that whenever it shall happen that any Regiment, Troop, Company, or Detachment, when on their March, shall be halted, and it shall appear by the Marching Orders that it is not intended that such Regiment, Troop, Company, or Detachment shall halt for any longer Time than One entire Day after the Day of their Arrival at the Place of halting, and the Day after such Arrival shall be such Market Day as aforesaid, it shall not be lawful for the Innholders or other Persons on whom the Non-commissioned Officers and Soldiers shall be billetted, to discontinue on such Market Day the Supply of Diet and Small Beer to any such Officers or Soldiers; but that all such Officers and Soldiers shall be entitled to receive their Diet and Small Beer from such Innholders and other Persons aforesaid, upon such Market Day as aforesaid, at the Rates herein-before prescribed, in like Manner as they would have been entitled thereto if such Day had not been a Market Day; any thing herein-before contained to the contrary thereof notwithstanding.

Regulations as to the dieting of Soldiers when halted on a March.

VII. And be it further enacted, That all Non-commissioned Officers and Private Men employed in recruiting, and the Recruits by them raised, shall, while on the March, and for Two Days after the Day of their Arrival at any Recruiting Station, be entitled to the same Benefits as are herein-before provided in regard to Troops upon the March; but no Recruit enlisted after the Two Days subsequent to the Arrival of the Party at their Recruiting Station shall be entitled to be supplied with Diet and Small Beer at the Rates herein-before prescribed, except at the Option of the Person on whom he shall be quartered: Provided also nevertheless, that in case any such Recruiting Party, with the Recruits by them raised, shall remove from their Station, and after a Time shall return to the same Place, they and the Recruits by them raised, so returning, shall not be again entitled to the Supply of Diet and Small Beer for such Two Days as aforesaid, unless the Period between the Time of their Removal from such Place, and their Return thereto, shall have exceeded Twenty-eight Days.

Recruiting Parties and Recruits on their March.

VIII. And

Continuance of Act.

VIII. And be it further enacted, That this Act shall have continuance and be in force from the Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine, until the Twenty-fifth Day of *March* One thousand eight hundred and thirty; and that all Payments which have been made, and all Acts, Matters, and Things done in pursuance of or in conformity with the Provisions thereof, shall be as good, valid, and effectual, to all Intents and Purposes, as if this Act had passed before the said Twenty-fourth Day of *March* One thousand eight hundred and twenty-nine.

Act may be altered this Session.

IX. And be it further enacted, That this Act may be altered, amended, or repealed by any Act to be passed in this Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. X.

An Act to suspend, until the End of the next Session of Parliament, the making of Lists and the Ballots and Enrolments for the Militia of the United Kingdom, and to reduce the permanent Staff, and regulate the Allowances of Serjeants hereafter appointed. [13th *April* 1829.]

WHEREAS it is expedient to suspend, for a limited Period, the making of Lists and the Ballots and Enrolments for the Militia of the United Kingdom, and to reduce the permanent Staff, and regulate the Allowances of Serjeants hereafter appointed; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all General and Subdivision Meetings relating to the Militia of the United Kingdom, and all Proceedings relating to the procuring any Returns or preparing or making out Lists for such Militia, or any Parts thereof, or relating to the ballotting for or enrolling any Militia Men, or Substitutes, or supplying any Vacancies in such Militia, shall cease and remain suspended until the End of the next Session of Parliament, any thing in any Act or Acts to the contrary notwithstanding.

General and Subdivision Meetings relating to the Militia suspended.

Proceedings may be had, during such Suspension, by Order in Council.

II. Provided always, and be it enacted, That it shall be lawful for His Majesty, by any Order in Council, to direct that any Proceedings shall be had at any Time before the Expiration of such Period as aforesaid, either for the giving of Notices and making Returns and preparing Lists, and also for the proceeding to ballot and enrol Men for the filling up Vacancies in the Militia of the United Kingdom, or any Part thereof, as His Majesty shall deem expedient; and upon the issuing of any such Order, all such Proceedings shall be had for carrying into execution all the Provisions of the Acts in force in *England*, *Scotland*, and *Ireland* respectively, relating to the giving Notices for and Returns of Lists, and for the ballotting and enrolling of Men to supply any Vacancies in the Militia, and holding General and Subdivision Meetings for such Purpose, at such Time respectively as shall be expressed in any such Order in Council, or by any Directions given in pursuance thereof to the Lord Lieutenants, or Deputy Lieutenants acting for Lord Lieutenants, of the several Counties, Shires, Ridings, Cities, and Places in *Great Britain*, or to the Governors and Deputy Governors of Counties and Places in *Ireland*, or to the Warden and Special Deputy Wardens of the Stannaries; and all the Provisions of the several Acts in force in *England*, *Scotland*, and *Ireland* respectively, relating to the Militia and Corps of Miners of *Cornwall* and *Devon*, shall, upon any such Order, and Direction given in pursuance thereof, become and be in full Force and be carried into execution at the Period specified in such Order or Direction as aforesaid, with all such Penalties and Forfeitures for any Neglect thereof, as fully as if such Periods had been fixed in the Acts relating to such Militia and Miners.

Permanent Staff to be reduced.

III. And be it further enacted, That from and after the Twenty-fourth Day of *June* next, the Staff of the Disembodied Militia of the United Kingdom on permanent Pay at Head Quarters shall be reduced to the following Proportions; (that is to say,) One Adjutant, One Serjeant Major, for each Regiment, Battalion, or Corps of Militia, and One Serjeant for every Forty Private Men, and One Drummer for every Two Companies, with an additional Drummer for each Flank Company, and One Drum Major for every Regiment or Battalion consisting of Eight Companies and upwards, and of no greater Number; any thing in any Act or Acts relating to the Militia of the United Kingdom to the contrary notwithstanding.

Amount of Pensions to Serjeants hereafter appointed.

IV. And be it further enacted, That no Person who shall be appointed a Serjeant of the Militia of the United Kingdom, after the passing of this Act, shall be entitled to or have any higher Pension for any Service as a Serjeant, upon his Discharge, than Five-pence a Day; any thing in any Act or Acts to the contrary notwithstanding.

Not to apply to Serjeants already appointed.

V. Provided always, and be it enacted, That nothing herein contained shall apply to any Serjeant who shall be serving as such on the passing of this Act: Provided also, that all Serjeants, although appointed after the passing of this Act, may, in case of the Militia being afterwards embodied, and their serving therein while so

embodied, be entitled to any such increased Rates of Pension, upon being discharged by reason of Age or being invalid or disabled, or for Length of Service, as shall be fixed in any Orders and Regulations made by His Majesty in that Behalf, provided Money for the Payment of such increased Pensions shall have been voted by Parliament.

Rules to be laid before Parliament.

VI. Provided also, and be it enacted, That all Rules and Regulations relating to any such increased Pensions shall be laid before both Houses of Parliament by the Secretary at War.

Act to extend to the Stannaries.

VII. And be it enacted, That this Act, and all the Clauses, Provisions, Directions, and Authorities therein contained, shall be construed to extend to the Warden and Special Deputy Wardens of the Stannaries, and Corps of Miners of *Cornwall* and *Devon*, as fully as if they were respectively and severally repeated in every such Clause, Provision, Direction, and Authority.

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ANNO DECIMO

GEORGII IV. REGIS.

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C A P. XI.

An Act to continue for Two Years an Act made in the Fifty-fourth Year of the Reign of His late Majesty, for rendering the Payment of Creditors more equal and expeditious in *Scotland*.

[13th *April* 1829.]

WHEREAS an Act was passed in the Fifty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for rendering the Payment of Creditors more equal and expeditious in* Scotland, which Act was to continue for Seven Years from the Twenty-fifth Day of *July* One thousand eight hundred and fourteen, and from thence to the End of the then next Session of Parliament; and was further continued by several Acts passed in the Third, Fourth, Sixth, and Seven and Eighth Years of the Reign of His present Majesty, to the Twenty-fifth Day of *July* last, and from thence to the End of the then next Session of Parliament: And whereas it is expedient that the said Act should be continued for a further Term; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act of the Fifty-fourth Year of the Reign of His said late Majesty, for rendering the Payment of Creditors more equal and

54 G.3.c.137.

Recited Act continued for Two Years.

expeditious in *Scotland*, shall be and the same is hereby continued for Two Years from and after the Twenty-fifth Day of *July* last, and from thence to the End of the then next Session of Parliament.

Act may be altered this Session.

II. And be it further enacted, That this Act and the said recited Act may be amended, altered, or repealed by any Act or Acts to be passed in this present Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XII.

An Act to indemnify such Persons in the United Kingdom as have omitted to qualify themselves for Offices and Employments, and for extending the Time limited for those Purposes respectively until the Twenty-fifth Day of *March* One thousand eight hundred and thirty. [13th *April* 1829.]

WHEREAS divers Persons, who, on account of their Offices, Places, Employments, or Professions, or any other Cause or Occasion, ought to have taken and subscribed the Oaths or Assurance respectively appointed to be by such Persons taken and subscribed in and by an Act made in the First Year of the Reign of His late Majesty King *George* the First of glorious Memory, intituled *An Act for the further Security of His Majesty's Person and Government, and the Succession of the Crown in the Heirs of the late Princess* Sophia, *being Protestants; and for extinguishing the Hopes of the pretended Prince of* Wales, *and his open and secret Abettors;* or to have qualified themselves according to an Act made in the Thirteenth Year of the Reign of King *Charles* the Second, intituled *An Act for the well-governing and regulating of Corporations;* or to have qualified themselves according to another Act made in the Twenty-fifth Year of the Reign

1 G. 1. st. 2. c. 13.

13 C. 2. st. 2. c. 1.

25 C. 2. st. 2. c. 2. Reign of King *Charles* the Second, intituled *An Act for preventing the Dangers which may happen from Popish Recusants;* or according to another Act made in the Thirtieth Year of the Reign of King 30 C. 2. st. 2. *Charles* the Second, intituled *An Act for the more effectual preserving the King's Person and Government, by disabling Papists from sitting in either House of Parliament;* or according to another Act made in the Eighth Year of the Reign of His late Majesty 8 G. 1. c. 6. King *George* the First, intituled *An Act for granting the People called* Quakers *such Forms of Affirmation or Declaration as may remove the Difficulties which many of them lie under;* or according to another Act made in the Ninth Year of the Reign of His late 9 G. 2. c. 26. Majesty King *George* the Second, intituled *An Act for indemnifying Persons who have omitted to qualify themselves for Offices within the Time limited by Law, and for allowing further Time for that Purpose; and for amending so much of an Act passed in the Second Year of the Reign of His present Majesty, as requires Persons to qualify themselves for Offices before the End of the next Term or Quarter Sessions; and also for enlarging the Time limited by Law for making and subscribing the Declaration against Transubstantiation; and for allowing a further Time for Enrolment of Deeds and Wills made by Papists; and for Relief of Protestant Purchasers, Devisees, and Lessees;* or according to another Act made in the Eighteenth Year of the Reign of His late Majesty King *George* 18 G. 2. c. 20. the Second, intituled *An Act to amend and render more effectual an Act passed in the Fifth Year of His present Majesty's Reign, intituled 'An Act for the further Qualification of Justices of the Peace;'* or according to another Act made in the Sixth Year of the Reign of His late Majesty King *George* the Third, intituled 6 G. 3. c. 53. *An Act for altering the Oath of Abjuration, and the Assurance; and for amending so much of an Act made in the Seventh Year of the Reign of Her late Majesty Queen* Anne, *intituled 'An Act for the 'Improvement of the Union of the Two Kingdoms,' as after the Time therein limited requires the Delivery of certain Lists and Copies therein mentioned to Persons indicted of High Treason or Misprision of Treason;* have, through Ignorance of the Law, Absence, or some unavoidable Accident, omitted to take and subscribe the Oaths and Assurance and make and subscribe the Declaration required by the said recited Acts or either of them, or otherwise to qualify themselves as aforesaid, within such Time and in such Manner as in and by the said Acts respectively is required, whereby they have incurred, or may be in danger of incurring, divers Penalties and Disabilities: For quieting the Minds of His Majesty's Subjects, and for preventing any Inconvenience that might otherwise happen by means of such Omissions, be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all and every Person or Persons who, at or before the passing of this Act, hath or shall have omitted to take and subscribe the Oaths and Declarations, or otherwise to qualify him, her, or themselves, within such Time and in such Manner as in and by the said Acts, or any of them, is required; and who, after accepting any such Office, Place, or Employment, or undertaking any Pro-

Persons who have omitted to qualify themselves as required by Law, indemnified, and allowed further Time.

fession or Thing on account of which such Qualification ought to have been had and is required, before the passing of this Act hath or have taken and subscribed the said Oaths, or made the Declarations required by Law, or who, on or before the Twenty-fifth Day of *March* One thousand eight hundred and thirty, shall take and subscribe the Oaths, Declarations, and Assurance respectively, in such Cases wherein by the said Acts or either of them the said Oaths, Declarations, and Assurance ought to have been taken and subscribed, in such Manner and Form, and at or in such Place or Places, as are appointed in and by the said Act made in the First Year of the Reign of His said late Majesty King *George* the First, or by any other Act or Acts in that Behalf made and provided; and hath or have made and subscribed, or shall, on or before the said Twenty-fifth Day of *March* One thousand eight hundred and thirty, make and subscribe the said Declaration against Transubstantiation; and also hath or have made and subscribed, or shall, on or before the said Twenty-fifth Day of *March* One thousand eight hundred and thirty, make and subscribe the said Declaration in the said Statute made in the Thirtieth Year of King *Charles* the Second, in such Cases wherein the said Declaration ought to have been made and subscribed, or to take and subscribe the Oath directed by the said Act made in the Eighteenth Year of the Reign of His late Majesty King *George* the Second, in such Cases wherein the said Oath ought to have been taken and subscribed, in such Manner as by the said Act is directed, shall be and are hereby indemnified, freed, and discharged from and against all Penalties, Forfeitures, Incapacities, and Disabilities incurred or to be incurred for or by reason of any Neglect or Omission, previous to the passing of this Act, of taking or subscribing the said Oaths or Assurance, or making or subscribing the said Declarations respectively, or taking or subscribing the said Oath, according to the above-mentioned Acts or any of them, or any other Act or Acts; and such Person or Persons is and are and shall be fully and actually recapacitated and restored to the same State and Condition as he, she, or they were in before such Neglect or Omission, and shall be deemed and adjudged to have duly qualified him, her, or themselves according to the above-mentioned Acts and every of them; and that all Elections of, and Acts done or to be done by any such Person or Persons, or by Authority derived from him, her, or them, are and shall be of the same Force and Validity as the same or any of them would have been if such Person or Persons respectively had taken the said Oaths or Assurance, and made and subscribed the said Declarations respectively, and taken and subscribed the said Oath, according to the Directions of the said Acts and every or any of them; and that the Qualification of such Person or Persons qualifying themselves in manner and within the Time appointed by this Act shall be to all Intents and Purposes as effectual as if such Person or Persons had respectively taken the said Oaths and Assurance, and made and subscribed the said Declarations respectively, and taken and subscribed the said Oath, within the Time and in the Manner appointed by the several Acts before-mentioned.

II. And

Persons who have omitted to make and subscribe the Oaths, &c. required by the Irish Act of 2 Anne, indemnified, and allowed further Time for that Purpose.

II. And whereas several Persons well affected to His Majesty's Government, and to the United Church of *England* and *Ireland*, have, through Ignorance of the Law, neglected, or been, by Sickness or other unavoidable Causes, prevented from taking and subscribing the Declaration according to the Directions of an Act passed in the Parliament of *Ireland*, in the Second Year of the Reign of Her late Majesty Queen *Anne*, intituled *An Act to prevent the further Growth of Popery*; be it therefore further enacted, That all Persons who have incurred any Penalty or Incapacity in the said recited Act mentioned, by neglecting to qualify themselves according to the said Act, shall be and are hereby indemnified, freed, and discharged from all Incapacities, Disabilities, Penalties, and Forfeitures incurred by reason of such Omission or Neglect as aforesaid; and that no Act done by any of them, not yet avoided, shall be questioned or avoided by reason of such Omission or Neglect, but that all such Acts shall be and are hereby declared to be as good and effectual as if such Persons respectively had taken and subscribed the said Oath, and made and repeated and subscribed the said Declaration, at such Time and Place and Manner as in the said Act is mentioned; any thing in the said Act to the contrary notwithstanding: Provided always, that such Person or Persons do and shall take and subscribe the said Oaths, and make, repeat, and subscribe the said Declaration, in such Manner and Form, and in such Place or Places respectively, as are directed and appointed by the said last-recited Act, on or before the Twenty-fifth Day of *March* One thousand eight hundred and thirty.

Not to indemnify Persons against whom final Judgment is given.

III. Provided always, and be it further enacted, That this Act, or any thing herein contained, shall not extend or be construed to extend to indemnify any Person against whom final Judgment shall have been given in any Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record, for any Penalty incurred by having neglected to qualify himself within the Time limited by Law.

Nor to exempt Justices acting without legal Qualification.

IV. Provided always, and be it further enacted, That nothing contained in this Act shall extend or be construed to extend to exempt any Justice of the Peace within *Great Britain* from the Penalties to which he is subject for acting as such without being possessed of the Qualification required by the Laws now in force.

Admissions to Corporations may be stamped after Time allowed by Law.

V. And whereas the Appointment of divers Clerks of the Peace, Town Clerks, and other Public Officers, and the Admission of divers Members and Officers of Cities, Corporations, and Borough Towns in *Great Britain* and *Ireland*, or the Entries of such Admissions in the Court Books, Rolls, or Records of such Cities, Corporations, and Borough Towns, which by several Acts are directed and required to be stamped, may not have been provided, or the same not stamped, or may have been lost or mislaid; be it further enacted, That for the Relief of such Persons whose Appointments and Admissions, or the Entries of whose Admissions as aforesaid, may not have been provided, or not duly stamped, or where the same have been lost or mislaid, it shall and may be lawful to and for such

such Persons in *Great Britain* or *Ireland*, on or before the Twenty-fifth Day of *March* One thousand eight hundred and thirty, to provide or cause to be provided Appointments and Admissions, or Entries of Admissions as aforesaid, duly stamped; or in case where such Appointments, Admissions, or Entries of Admissions as aforesaid, have been made or provided, but have not been duly stamped, to produce such Appointments, Admissions, or Entries of Admissions as aforesaid, to the Commissioners appointed to inspect and manage the Revenues of the Stamp Duties, to be duly stamped; which such Commissioners are hereby authorized, empowered, and required to duly stamp, on Payment of the Duties first payable or to have been paid on such Appointments, Admissions, or Entries of Admissions as aforesaid, without any Fine or Forfeiture thereon; and in order to denote the said Duties, the said Commissioners are hereby authorized and empowered to use such Stamps as shall have been heretofore provided to denote any former Duties on Stamped Vellum, Parchment, and Paper, or to cause new Stamps to be provided for that Purpose, and to do all other Things necessary for putting this Act in execution, in the like and in as full and ample Manner as they or the major Part of them are authorized to put in execution any former Law concerning Stamped Vellum, Parchment, and Paper; and such Persons so providing Appointments, Admissions, or Entries of Admissions as aforesaid, duly stamped, or procuring the same to be duly stamped, in manner aforesaid, are and shall be hereby confirmed and qualified to act as Clerk of the Peace, Town Clerk, or other Public Officer, or Member or Members, Officer or Officers of such Cities, Corporations, and Borough Towns respectively, to all Intents and Purposes; and shall and may hold and enjoy and execute such Offices, or any other Office or Offices into which he or they hath or have been elected, notwithstanding his or their Omission, or the Omission of any of their Predecessors, in such Cities, Corporations, or Borough Towns as aforesaid; and shall be indemnified and discharged of and from all Incapacities, Disabilities, Forfeitures, Penalties, and Damages by reason of any such Omission; and none of his or their Acts shall be questioned or avoided by reason of the same.

Not to restore Persons to any Office avoided by Judgment.

VI. Provided always, and be it enacted, That this Act or any thing herein contained shall not extend or be construed to extend to restore or entitle any Person or Persons to any Office or Employment, Benefice, Matter or Thing whatsoever, already actually avoided by Judgment of any of His Majesty's Courts of Record, or already legally filled up and enjoyed by any other Person; but that such Office or Employment, Benefice, Matter, or Thing so avoided, or legally filled up and enjoyed, shall be and remain in and to the Person or Persons who is or are now, or shall at the passing of this Act, be legally entitled to the same, as if this Act had never been made.

General Issue.

VII. And be it further enacted, That in case any Action, Suit, Bill of Indictment, or Information, shall from and after the passing of this Act, be brought, carried on, or prosecuted against any Person or Persons hereby meant or intended to be indemnified,

recapacitated, or restored, for or on account of any Forfeiture, Penalty, Incapacity, or Disability whatsoever, incurred or to be incurred by any such Neglect or Omission, such Person or Persons may plead the General Issue, and upon their Defence give this Act and the special Matter in Evidence upon any Trial to be had thereupon.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XIII.

An Act to provide for Monies paid into Court under Acts afterwards repealed. [13th *April* 1829.]

WHEREAS under the Provisions of various Acts heretofore passed, relating to Turnpike Roads, Canals, Bridges, and other Works, Monies paid for the Purchase of Lands, Houses, Buildings, or other Property taken for the Purposes of such Acts, or as a Compensation for Damage occasioned in effecting the Objects of such Acts, or on other Accounts, have been paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, of or the Accountant General of the Court of Exchequer, to the Intent that such Monies might be applied and disposed of, under the Directions and with the Approbation of the said Court of Chancery or Court of Exchequer, in the Manner in the said Acts respectively mentioned; and such Acts have been afterwards repealed by subsequent Acts, without any Provision being made by such subsequent Acts with regard to the Monies then already paid into the Bank under the Acts so repealed; and, from the Want of such Provision, Doubts have occurred with respect to the Application of such Monies, and the Powers of the said Court of Chancery or Court of Exchequer with regard to the same, which Doubts it is desirable to remove: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

Money paid into the Bank under any repealed Act shall be applied, and the Authority of the Courts of Chancery and Exchequer exercised, as if such Act had not been repealed.

That in all Cases where any Money shall have been paid, or shall hereafter be paid, into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, or of the Accountant General of the Court of Exchequer, under the Provisions of any Act heretofore repealed or hereafter to be repealed, such Money shall be paid, applied, and disposed of in the same Manner as it would have been, and the said Court of Chancery or Court of Exchequer, as the Case may be, shall have the same Jurisdiction and Authority, with respect to the Payment, Application, and Disposal of the said Money, and for all Purposes relating thereto, as it would have had, in case the Act under which the same was so paid into the Bank of *England* had not been in any Manner repealed; and where by any such Act Power shall have been given to the said Court of Chancery or Court of Exchequer to order the Expences of any Purchases to be made with such Money, or any Part thereof, or the necessary Costs and Charges of obtaining the Order for the same, to be paid by the Trustees or Commissioners acting in execution of such Act, it shall be lawful for the said Court of Chancery or Court of Exchequer, as the Case may be, to order such Expences, Costs, and Charges, or such of them, or such Part or Parts thereof respectively as to the said Court shall seem reasonable, to be paid by the Trustees or Commissioners acting in execution of the Act by which such former Act shall have been repealed, if there shall be any such Trustees or Commissioners having Monies at their Disposal which to the said Court shall seem properly applicable to such Purpose.

Courts may make Orders as to Expences of Purchases.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XIV.

An Act for repealing several Acts relating to the Charity for the Relief of the Poor Widows of Commissioned and Warrant Officers in the Royal Navy, and for substituting other Provisions in lieu thereof. [14th *May* 1829.]

WHEREAS by an Act passed in the Sixth Year of the Reign of His Majesty King *George* the Second, being an Act for enabling His Majesty to apply Five hundred thousand Pounds out of the Sinking Fund for the Service of the Year One thousand seven hundred and thirty-three, and for other Purposes therein mentioned, it is (amongst other Things) enacted, that from and after the Twenty-fourth Day of *June* One thousand seven hundred and thirty-three, there should be allowed upon the Books of every Ship of War in Sea Pay a Man in every Hundred Men that the Complement of such Ship should consist of, and that the Produce of the Wages of each such Seaman, and the Value of his Victuals, should be given and applied to the Relief of the Poor Widows of Commissioned and Warrant Officers of the Royal Navy, according to such Rules, Orders, and Regulations as His Majesty had established or should establish and appoint for that Purpose; which Allowance, by another Act passed in the Twenty-fourth Year of the Reign of His said late Majesty, for granting to His Majesty the Sum of Six hundred thousand Pounds out of the Sinking Fund for the Service of the

Year One thousand seven hundred and fifty-one, and for Allowances to the Poor Widows of Commission and Warrant Officers of the Royal Navy, and for other Purposes therein mentioned, was increased and extended to One other Seaman in every One hundred Men of the Complement, for such Time only as the Number of Men employed in the Service of the Royal Navy should not exceed Twenty thousand; and by another Act passed in the Sixteenth Year of
16 G. 3. c. 49. the Reign of His late Majesty King *George* the Third, for (amongst other Things) giving further Relief to the Commission and Warrant Officers of the Royal Navy, the said Allowances were continued till the Number employed in the Royal Navy should exceed Thirty thousand: And whereas by another Act passed in the Forty-ninth Year of the Reign of His late Majesty King *George* the Third,
49 G. 3. c. 35. intituled *An Act for the more convenient Payment of Pensions to Widows of Officers of the Navy*, various Regulations and Provisions are enacted and established for the more convenient Payment of the said Pensions, under the Order and Direction of the Court of Assistants of the before-mentioned Charity: And whereas His Majesty has deemed it necessary that an Alteration should be made in the Constitution of the said Charity; and it is therefore expedient that the said Enactments, Regulations, and Provisions should be repealed, and other Provisions established in lieu thereof; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Thirty-first Day of *December* next after the passing of this Act, so much of the said Act of the Sixth and Twenty-fourth Years of the Reign of King *George* the Second, and of the Sixteenth Year of the Reign of King *George* the Third, as are herein-before recited, and also the said Act of the Forty-ninth Year of His late Majesty King *George* the Third, relating to the Pensions of Widows of Officers of the Royal Navy, be and the same are hereby declared to be repealed.

From and after 31 Dec. next, so much of recited Acts as relates to Widows Pensions shall be repealed.

Pensions, &c. to Widows to be paid, subject to the same Regulations as heretofore.

II. And be it further enacted, That from and after the said Thirty-first Day of *December* next, all Pensions to which the Widows of Officers of the Royal Navy shall or may be entitled, under any Commission, Warrant, or Order of His Majesty already existing or hereafter to be made, shall be paid by the same Persons and in the same Manner as any Wages, Pay, or other Allowances for Services in the Royal Navy are now payable, and may be remitted to the Party entitled thereto in the same Manner, and be payable by the same Persons and under the same Regulations, as by an Act passed in the Fifty-fifth Year of the Reign of His late Majesty King
55 G. 3. c. 60. *George* the Third, intituled *An Act to repeal several Acts relating to the Execution of Letters of Attorney and Wills of Petty Officers, Seamen, and Marines of His Majesty's Navy, and to make new Provisions respecting the same*, are provided in respect to the Payment of the Wages, Pay, and other Allowances for Services in the Royal Navy, to the Executors or Administrators of any deceased Petty Officer or Seaman; and that all the Enactments, Regulations, Clauses, Provisoes, and Penalties, specified and contained in the said last-mentioned Act with respect to Remittance Bills under the same Act, shall from

thenceforth extend and be applicable to Remittance Bills to be made out for Payment of such Widows Pensions pursuant to this Act, and to the Persons respectively by whom the same shall be made payable.

Assignments of Pensions to be void.

III. And be it further enacted, That all Assignments, Bargains, Sales, Orders, Contracts, and Agreements whatsoever to be made of or in relation to any Pension or Part of a Pension, or for the Assignment thereof by any Widow entitled thereto, shall be null and void to all Intents and Purposes.

Orders, &c. to be free from Duty.

IV. And be it further enacted, That all Orders, Certificates, Vouchers, Bills, and Receipts for or relating to any such Pensions shall be free and exempt from all Duties of Stamps whatever.

Penalty for personating any Widow entitled to Pension.

V. And be it further enacted, That from and after the said Thirty-first Day of *December* next, if any Person shall personate or falsely assume the Name or Character, or procure any other Person falsely to assume the Name or Character, of any Widow entitled or supposed to be entitled to any such Pension as aforesaid, in order to receive any such Pension or any Part thereof, or if any Person shall falsely make, forge, or counterfeit, or cause or procure to be falsely made, forged, or counterfeited, or willingly act or assist in the false making, forging, or counterfeiting, any Remittance Bill, Certificate, Voucher, or Receipt for Money, in relation to any such Pension or the Payment thereof, or any Part thereof, or any Affidavit, Certificate, Voucher, or other Document, in order to obtain any such Pension, or shall utter or publish as true any such forged or counterfeited Remittance Bill, Certificate, Affidavit, Voucher, or other Document, with Intent to defraud any Person whatsoever, knowing the same to be false, forged, or counterfeited, every such Person in any of the said Cases offending shall be deemed guilty of Felony, and the Court before which any such Person shall be convicted shall be empowered to adjudge the Offender to be transported for any Period not exceeding Fourteen Years.

Producing false Affidavits or Certificates.

VI. And be it further enacted, That if any Person shall utter or produce any false Affidavit, Certificate, Voucher, or other Document, in order fraudulently to procure any Person to be admitted to be a Pensioner as the Widow of any Officer of the Royal Navy, every such Person so offending shall be deemed guilty of a Misdemeanor, and shall be subject to be fined and imprisoned and kept to hard Labour, in the Discretion of the Court before which such Offender shall be convicted.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XV.

An Act to facilitate the Public Business in certain Cases in the Navy and Victualling Departments.

[14th *May* 1829.]

WHEREAS by divers Acts certain Powers and Authorities are given to, and certain Duties imposed upon, the Principal Officers and Commissioners of His Majesty's Navy, and the Commissioners for Victualling His Majesty's Navy: And whereas His Majesty has been pleased to reduce the Numbers of such Commissioners, and it is therefore expedient that Two or more of them should be enabled to exercise and execute the respective Powers, Authorities, and Duties, and to do and perform all Things which by any of the said Acts might or ought to be exercised, executed, performed or done by Three or more of such Commissioners respectively: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall and may be lawful for Two or more of the Commissioners of His Majesty's Navy, and for Two or more of the Commissioners for Victualling His Majesty's Navy, and for the Care of Sick and Wounded Seamen, and any such Two or more Commissioners respectively are hereby empowered to exercise and execute all Powers, Authorities, and Duties, and to perform and do all Acts, Matters, and Things, appertaining to their respective

Two Commissioners of the Navy, or Two Commissioners for Victualling the Navy, may exercise all the Powers hitherto

exercised by Three of them.

respective Offices, which by any Act or Acts now in force can, may, or ought to be exercised, executed, performed, or done by Three or more of such Commissioners respectively; and all such Acts, Matters, and Things, done, performed, and executed by Two or more of the said Commissioners respectively in their respective Offices, shall be as valid and effectual, to all Intents and Purposes, as if done, performed, and executed by Three or more of the said Commissioners respectively: Provided always nevertheless, that in all Cases of Assignments of Quarterly Bills for Officers Pay, Assignments of Tickets of Petty Officers, Seamen, and Marines, and Orders for Payment of Allotments of the Wages of Petty Officers, Seamen, and Marines of His Majesty's Fleet, the Signature of One Commissioner of the Navy only shall be legal and sufficient to all Intents and Purposes, any Law or Usage to the contrary notwithstanding.

In Assignments of Bills for Pay, &c. the Signature of One Commissioner shall be sufficient.

In Contracts, &c. relating to the several Departments of the Naval Service, it shall be sufficient to describe the Commissioners by their respective Titles.

II. And whereas it is expedient to make some Provision for preventing Inconvenience and Delay in the Execution of Contracts, Conveyances, Leases, and other Deeds and Instruments relating to the Public Service in the several Departments of the Naval Service of this Kingdom; be it therefore enacted, That in all Contracts, Conveyances, Leases, and other Deeds and Instruments whatsoever relating to the Public Service, which from and after the passing of this Act shall or may be made or entered into by, to, or with the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland* for the Time being, or any Two or more of them, the Principal Officers and Commissioners of His Majesty's Navy for the Time being, or any Two or more of them, or the Commissioners for Victualling His Majesty's Navy for the Time being, or any Two or more of them, or whereunto they or any Two or more of them shall or may respectively be Parties, it shall be sufficient to call or describe the said several Commissioners by the respective Styles or Titles of "The Commissioners for executing the Office of Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*," "The Principal Officers and Commissioners of His Majesty's Navy," and "The Commissioners for Victualling His Majesty's Navy," without naming them or any of them; and that all such Contracts, Conveyances, Leases, and other Deeds and Instruments, wherein the said Commissioners, or any of them, shall be called or described by their respective Styles or Titles as aforesaid, and the Execution thereof respectively by the said respective Commissioners, or any of them, or any Two or more of them respectively, (as the Case may be or require,) shall be as valid and effectual, and shall have the like Force and Operation, to all Intents and Purposes whatsoever, as if the Commissioners by, to, or with whom the same shall or may be made or entered into, or who shall or may be the Parties thereto, or any Two or more of them respectively, had been particularly named and described therein.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XVI.

An Act to continue the Operation of an Act of the Seventh Year of His present Majesty, for suspending the Provisions of an Act of His late Majesty respecting the Appointment of Writers in the Service of the *East India* Company; and to amend the Provisions of an Act of the Forty-seventh Year of His late Majesty, so far as they relate to the Period of Residence at *Hertford* College as a Qualification for certain Offices.

[14th *May* 1829.]

WHEREAS an Act was passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act to suspend the Provisions of an Act of His late Majesty respecting the Appointment of Writers in the Service of the* East India *Company, and to authorize the Payment of the Allowances of the Civil and Military Officers of the said Company dying while absent from* India: And whereas it is expedient to continue, for a Time to be limited, the Provisions of the said Act of the Seventh Year of His present Majesty, so far as the same relate to the Appointment of Writers in the Service of the *East India* Company, and to the Establishment of Rules and Regulations respecting their Qualifications: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 7 G. 4. c. 56.

King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Provisions of the above-mentioned Act of the Seventh Year of His present Majesty, so far as the same relate to the Appointment of Writers in the Service of the *East India* Company, and to the Establishment of proper Rules and Regulations respecting the Qualifications of such Writers, shall continue and be in force until the Tenth Day of *April* One thousand eight hundred and thirty-four.

So much of the recited Act as relates to the Appointment of Writers continued.

All the Time, not exceeding Two Years, spent in the College in the Course of Education after 17 Years of Age, shall be accounted as so much Time spent in India, in certain Cases.

II. And whereas, by virtue of an Act passed in the Forty-seventh Year of the Reign of His said late Majesty, all such Time as shall be *bonâ fide* spent in the College established in *England* by the *East India* Company for the Education of their Civil Servants, by any Persons after they shall respectively have attained the Age of Seventeen Years, is accounted, as to certain Offices, Places, and Employments which such Persons are entitled to hold in *India*, as so much Time actually spent in *India*, provided that such Persons shall either before or after Seventeen Years of Age spend Two Years at the least in the said College: And whereas it is expedient that the Privileges so granted should, under certain Circumstances, be extended to young Men who may have spent less Time than Two Years in the regular Course of Education at the said College; be it therefore enacted, That all such Time, not exceeding Two Years, as shall have been or shall be *bonâ fide* spent in the said College in the regular Course of such Education as aforesaid by any Persons after they shall respectively have attained the Age of Seventeen Years, who shall have proceeded or shall hereafter proceed to *India* in the Civil Service of the said Company, shall be accounted, as to all Offices, Places, and Employments to which such Persons are entitled to be appointed and to hold, the Salary, Perquisites, and Emoluments whereof shall not exceed the Sum of One thousand five hundred Pounds *per Annum*, as so much Time actual spent in *India*, any Law or Usage to the contrary thereof in anywise notwithstanding.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XVII.

An Act to continue, until the Thirty-first Day of *December* One thousand eight hundred and thirty-two, certain Acts relating to the Island of *Newfoundland*, and the Fisheries carried on upon the Banks and Shores thereof. [14th *May* 1829.]

WHEREAS an Act was passed in the Fifth Year of His present Majesty's Reign, intituled *An Act to repeal several Laws relating to the Fisheries carried on upon the Banks and Shores of* Newfoundland, *and to make Provision for the better Conduct of the said Fisheries for Five Years, and from thence to the End of the then next Session of Parliament:* And whereas a certain other Act was passed in the Fifth Year of His present Majesty's Reign, intituled *An Act for the better Administration of Justice in* Newfoundland, *and for other Purposes:* And whereas a certain other Act was passed in the said Fifth Year of His Majesty's Reign, intituled *An Act to repeal an Act passed in the Fifty-seventh Year of the Reign of His late Majesty King* George *the Third, intituled* '*An Act* '*to regulate the Celebration of Marriages in* Newfoundland, *and to* '*make further Provision for the Celebration of Marriages in the said* '*Colony and its Dependencies*:' And whereas the said recited Acts will shortly expire, and it is expedient that the same should be continued in force for a limited Time; be it therefore and it is hereby enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That

5 G. 4. c. 51.

5 G. 4. c. 67.

5 G. 4. c. 68.

Recited Acts continued.

That the said recited Acts shall be and the same are hereby continued, and shall be and remain in force, until the Thirty-first Day of *December* One thousand eight hundred and thirty-two, and no longer.

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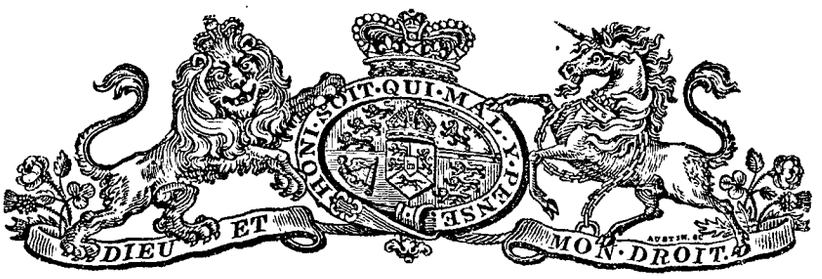

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XVIII.

An Act to explain, amend, and alter the Act of the Ninth Year of the Reign of His present Majesty, for regulating the Care and Treatment of Insane Persons in *England*. [14th *May* 1829.]

WHEREAS an Act was passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act to regulate the Care and Treatment of Insane Persons in* England: And whereas Doubts have arisen as to some of the Provisions of the said Act, and the same requires to be amended and altered, for the more effectually carrying into execution the beneficial Purposes thereof; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall and may be lawful to and for any Five or more of the Commissioners appointed under the Authority of the said recited Act, (Two of whom at least shall not be Physicians or Surgeons,) to assemble themselves when and as often as they shall think fit, for the Purpose of executing and performing the several Matters and Things by the said recited Act and by this Act entrusted to them, Notice being given under their Hands to require the Clerk of

9 G. 4. c. 41.

Five Commissioners may assemble for general Purposes at any Time, Notice of such Meeting having been given by the Clerk.

of the said Commissioners to convene a Meeting of the Commissioners; and the said Clerk is hereby required and commanded duly to summon the rest of the said Commissioners Four Days before such intended Meeting.

Commissioners at such Meetings may grant or renew Licences.

II. And be it further enacted, That the Commissioners so met as aforesaid shall and may, if they shall so think fit, grant or renew, at any such Meeting, or at any adjourned Quarterly Meeting, Licences to keep Houses for the Reception of Two or more Insane Persons; provided that if at any such Meetings any Application for such Licence shall be made for the first Time, all such Notices, Plans, and Statements shall be given and made by the Applicant, as if such Application had been made at any of the Quarterly Meetings of the said Commissioners; and such Notices, Plans, and Statements shall be given and made Fourteen Days at the least before the said intended Meeting: Provided also, that any such Licence, so granted, may be confirmed, altered, or amended at the next Quarterly Meeting of the said Commissioners; provided also, such Licence shall cease and determine and be of no Effect at the Expiration of Fifteen Days from and after the holding of such Quarterly Meeting, unless then confirmed by the said Commissioners.

Commissioners may reduce Fees on Licences in certain Cases.

III. And whereas it is by the said recited Act required, that for the first and every annual Licence certain Payments shall be made; be it enacted, That in Cases where, from the Change of the Person or the Place to be licensed, or other casual Circumstance happening before the Expiration of the original Licence, it shall be requisite to grant or renew a Licence for a less Period of Time than Thirteen Calendar Months, it shall and may be lawful for the said Commissioners and Justices, as the Case may be, to reduce the Payments to be made on such Licences to not less than Five Pounds in the whole.

Commissioners may grant new Licences to other Persons, or for other Houses, in certain Cases.

IV. And whereas it is by the said recited Act provided, that in those Cases only where the Person licensed shall die, his Licence shall continue in force; be it enacted, That if any Person, duly licensed under this or the said recited Act, shall, by Sickness or other Infirmity, become incapable of keeping such House, or if any House so licensed shall be pulled down or occupied under the Provisions of any Act for public Purposes, or shall, by Fire, Tempest, or other unavoidable Calamity, be rendered unfit for the Accommodation of Insane Persons, it shall and may be lawful for the said Commissioners, or any Five or more of them, Two of whom shall not be Physicians or Surgeons, at any Quarterly or other Meeting convened as aforesaid, upon the Payment of not less than One Pound for each Licence, to grant a new Licence to such other Person as they shall think fit; and also to grant to the Person whose House has so been rendered unfit, a Licence to keep such other House for the Accommodation of Two or more Insane Persons, as the said Commissioners, or any Five of them as aforesaid, shall think fit: Provided always, that Notice of such intended Change of Persons be given

given to the Clerk of the Commissioners Fourteen Days before the Meeting at which such Licence shall be granted; and provided also, that all such Plans and Statements shall be given and made of such new House as are required when Application is made for a Licence for the first Time at the Quarterly Meeting of the said Commissioners, and shall be delivered to the Clerk of the Commissioners Fourteen Days before the Meeting at which such Licence shall be granted: Provided also, that the Cause of such Change of House shall be duly specified in Writing to the said Clerk Three Days after the happening thereof.

Detached Buildings to be considered Part of the House.

V. And be it enacted, That if any Place or Building detached from any licensed House, but belonging to or in anywise appertaining to such House, shall be used for the Reception of One or more Insane Person or Persons, such Place or Building shall be considered Part of such House for all the Purposes of this and the said recited Act.

Commissioners, &c. may alter the periodical Visits of medical Attendants.

VI. And be it enacted, That when any House, licensed for the Reception of Two or more Insane Persons, shall be licensed to receive less than Eleven Insane Persons, then and in such Case it shall and may be lawful for any Five or more of the said Commissioners, Two of whom shall not be Physicians or Surgeons, or any Three of the said Visitors, if they shall so think fit, to direct and permit, under their Hands and Seals, that such House shall be visited by the Physician, Surgeon, or Apothecary Once only in Four Weeks, instead of Twice in every Week, as required by the said recited Act; provided that Fifteen Days shall intervene between each of such Visits.

Justices may act at any General or Quarter Sessions.

VII. And be it further enacted, That the Justices shall have full Power and Authority to do any Act or Acts at any General or Quarter Sessions of the Peace, as they are by the said recited Act authorized and enabled to do at the *Michaelmas* General or Quarter Sessions of the Peace, and such Act or Acts shall have the same Effect, Force, and Obligation as if they had been done at the *Michaelmas* General Quarter Sessions.

The Treasury may issue to the Clerk of the Commissioners such Sums as shall be deemed fit to defray the Expences of this Act.

VIII. And whereas by the said recited Act the Commissioners of His Majesty's Treasury, or any Three or more of them, are empowered to cause to be paid, out of the growing Produce of the Consolidated Fund, any Balance due on the Thirty-first Day of *May* in each Year to the Clerk of the Commissioners appointed under the said recited Act: And whereas it is expedient that such Powers should be amended; be it therefore further enacted, That from and after the passing of this Act it shall and may be lawful for the Commissioners of His Majesty's Treasury, or any Three or more of them, on an Application made to them in Writing, to cause to be issued and paid, out of the growing Produce of the Consolidated Fund, to the Clerk of the said Commissioners, from Time to Time, such Sums of Money as the Commissioners of His Majesty's Treasury shall deem fit,

fit, to defray the Expences incurred under the Provisions of the said recited Act and of this Act; provided such Application to the Commissioners of His Majesty's Treasury for such Money shall have been agreed upon at some Quarterly or other Meeting of the Commissioners appointed under the said recited Act, and shall be signed by Seven at the least of the said Commissioners; provided also, it shall be shewn to the Satisfaction of the Commissioners of His Majesty's Treasury, that there is a Balance due to the Clerk of the said Commissioners on account of Expences so incurred as aforesaid.

Account of Receipt and Expenditure to be made up annually and laid before Parliament.

IX. And be it further enacted, That an Account of all Money received for Licences by the Clerk of the Commissioners appointed under the said recited Act, and of all Money paid out of the Consolidated Fund under the Provisions of this and the said recited Act, shall be made up to the First of *August* in each Year, and such Account shall specify the several Heads of Expenditure, and shall be laid before Parliament on or before the Twenty-fifth Day of *March* in each Year, if Parliament shall be then sitting, or if Parliament shall not be then sitting, within One Month after the then next Sitting of Parliament.

Defining the Jurisdiction of the Commissioners.

X. And whereas it is desirable to define the precise Places to which the Powers and Authorities of the said Commissioners shall extend, be it therefore enacted, That the same shall extend to and include the Cities of *London* and *Westminster*, and all and every Part thereof, and the County of *Middlesex*, the Borough of *Southwark*, and also the whole of the several Parishes and Places herein-after enumerated; *videlicet*, *Brixton*, *Battersea*, *Barnes*, *Saint Mary Magdalene Bermondsey*, *Christ Church*, *Clapham*, *Saint Giles Camberwell*, *Dulwich*, *Saint Paul Deptford*, *Graveney*, *Kew Green*, *Kennington*, *Saint Mary Lambeth*, *Mortlake*, *Merton*, *Mitcham*, *Saint Mary Newington*, *Norwood*, *Putney*, *Peckham*, *Saint Mary Rotherhithe*, *Roehampton*, *Streatham*, *Stockwell*, *Tooting*, *Wimbledon*, *Wandsworth*, and *Walworth*, in the County of *Surrey*; *Blackheath*, *Charlton*, *Deptford*, *Greenwich*, *Lewisham*, *Lee*, *Southend*, and *Woolwich*, in the County of *Kent*; and *East Ham*, *Layton*, *Laytonstone*, *Low Layton*, *Plaistow*, *West Ham*, and *Walthamstow*, in the County of *Essex*; and that the Jurisdiction of the said Commissioners shall be deemed to include any Townships, Liberty, Tithing, Vill, extra-parochial Place, or any other Place within the Cities of *London* and *Westminster*, and within Seven Miles thereof, and within the County of *Middlesex*; any thing herein contained to the contrary notwithstanding.

Commissioners may require Appearance of Witnesses.

XI. And be it enacted, That any Three of the said Commissioners, One of whom shall not be a Physician, shall have full Power and Authority, as they see Occasion, to require any Person to appear before them, to testify the Truth touching any Matters relating to the Execution of the Powers given by the said recited Act or this Act.

XII. And

Summary Conviction.

XII. And for the more effectual Prosecution of Offences punishable by summary Conviction under the said recited Act or this Act, be it enacted, That where any Person shall be charged, upon the Oath of a credible Witness, before One or more Justices of the Peace, for any Offence against the Provisions of this or the said recited Act, the Justice or Justices may summon the Person charged to appear at a Time and Place to be named in such Summons; and if he shall not appear accordingly, and upon Proof of the due Service of the Summons upon such Person, (by delivering the same to him personally, or by leaving the same at his last or usual Place of Abode,) the said Justice or Justices may either proceed to hear and determine the Case, or issue his or their Warrant for apprehending such Person, and bringing him before him or them or some other Justice or Justices of the Peace; and the Justice or Justices before whom the Person so charged shall appear or be brought shall proceed to hear and determine the Case.

Form of Conviction.

XIII. And be it enacted, That the Justice or Justices before whom any Person shall be convicted of any Offence against the said recited Act or this Act may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case may require; and that no Conviction under this Act or the said recited Act shall be void through Want of Form:

'BE it remembered, That on the Day of
' in the Year of our Lord at
' in the County of *A. B.* is convicted
' before of His Majesty's
' Justices of the Peace for the said County; for that he the said
' did
'
'
'
'
' And the said and adjudge
' the said for his said Offence to pay the Sum
' of '

Prosecutions to be by Indictment at Assizes.

XIV. And be it further enacted, That the Prosecution for every Offence under the said recited Act or this Act (except such as are committed within the Jurisdiction of the said Commissioners nominated under the said recited Act, or such as are punishable by summary Conviction,) shall be by Indictment preferred to a Grand Jury at the Assizes to be held in and for the County wherein the Offence shall have been committed.

Definition of Terms.

XV. And for remedying all Doubts as to the true Meaning of the Words "Insane Persons," be it enacted, That the Words "Insane Persons," used in the said recited Act and in this Act, shall be deemed and construed to extend to all Persons whatsoever who are

Lunatic, Idiot, or of unsound Mind; any thing in the said recited Act or in this Act to the contrary notwithstanding.

Public Act. XVI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XIX.

An Act to explain and amend an Act of the Parliament of *Scotland*, intituled *An Act concerning the Registration of Seisins and Reversions of Tenements within Burgh.* [14th *May* 1829.]

WHEREAS an Act was passed by the Parliament of *Scotland* in the Year Sixteen hundred and eighty-one, intituled *An Act concerning the Registration of Seisins and Reversions within Burgh:* And whereas in the Registration of Instruments of Seisin of Tenements within Burghs Royal, or Liberties or Freedoms thereof, holden in Burgage, as authorized and required by the said Act of Parliament, some Diversities of Practice have prevailed in the Mode of recording the Notorial Docquets subjoined to such Instruments, as to which no Rule was prescribed by the said Act: And whereas Doubts have arisen regarding the Effects of such Practice, and it is expedient that such Doubts should be removed, and that the Mode of such Registration should for the future be settled and prescribed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That with regard to any Instruments of Seisin of Tenements within Burgh, recorded prior to the passing of this Act, in which the Docquets thereto subjoined may have been inserted in such Registers in an abbreviated or incomplete Form, or altogether omitted, 1681. c. 13.

Abbreviations heretofore made in Docquets not to invalidate Seisins.

omitted, as heretofore in various Instances practised, such Practice shall not be held to affect the Sufficiency of such Instruments, or be the Ground of any Challenge in Law or Exception to the Validity of the Rights of Parties depending on such Seisins.

After the passing of this Act, Docquets of Seisins to be engrossed in Registers at length.

II. And be it further enacted, That in all Time coming after the passing of this Act the Keepers of the Registers of Seisins within Burgh in *Scotland* shall engross in their Registers at length the Notorial Docquets subjoined to all Instruments of Seisin of Tenements within Burgh respectively, otherwise such Seisins shall make no Faith in Judgment, by way of Action or Exception, in prejudice of a Third Party who hath acquired a perfect and lawful Right to such Tenements; but without Prejudice to the using of such Instruments against the Parties, Makers thereof, their Heirs or Successors.

Saving for depending Actions.

III. And be it further enacted, That nothing herein contained shall affect or be construed to affect any Action or Process now depending in relation to such Practice as aforesaid, or the Effect thereof; but all such Actions or Processes, and the Rights and Interests of the Parties therein and under the same, are hereby expressly saved and reserved.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XX.

An Act to carry into execution the Stipulations of a Convention between His Majesty and His Catholic Majesty, for the Settlement of certain *British* Claims upon *Spain*, and of certain *Spanish* Claims upon the United Kingdom.

[14th *May* 1829.]

WHEREAS considerable Difficulties having presented themselves in carrying into effect, by means of a Mixed Commission, the Stipulations of the Convention concluded and signed at *Madrid* on the Twelfth of *March* One thousand eight hundred and twenty-three, for the Adjustment of Claims preferred respectively by the Subjects of their Britannic and Catholic Majesties, it was agreed between their said Majesties that an amicable Settlement or Compromise should be effected of all Claims registered under the above-mentioned Convention, which shall appear to be just and legitimate; and, in furtherance of such Agreement, a Convention was entered into and signed in *London* on the Twenty-eighth Day of *October* One thousand eight hundred and twenty-eight, by the Right Honourable *George* Earl of *Aberdeen*, &c. &c. &c. and his Excellency the Conde de *Ofalia*, &c. &c. &c., as Plenipotentiaries of their said Majesties respectively: And whereas by this last-mentioned Convention it was stipulated and agreed that the Sum of Nine hundred thousand Pounds should be paid by His Catholic Majesty in satisfaction of the Amount of the whole of the *British* Claims presented

to and registered by the Mixed Commission established by the Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three, such Sum of Nine hundred thousand Pounds to be made good to His Britannic Majesty in the Mode and Form following; *videlicet*, Two hundred thousand Pounds Sterling to be delivered over on the Day on which the Exchange of the Ratification of the Convention signed on the Twenty-eighth Day of *October* One thousand eight hundred and twenty-eight took place, being the Eighth Day of *December* in that Year, at which Time such Payment was duly made; another like Sum at the Expiration of Three Months from the Day of the Exchange above mentioned; the further Sum of One hundred and fifty thousand Pounds Sterling to be paid at the Expiration of Six Months, and another like Sum at the Expiration of Nine Months, from the Day of the Exchange of the Ratifications last-mentioned, which Two last Instalments His Catholic Majesty reserved to himself the Power of paying either in Specie or Certificates of Inscriptions bearing Interest at Five *per Cent. per Annum*, and being issued at Fifty *per Cent.* Discount; and it having been stipulated and agreed between the said Parties that the Sum of Two hundred thousand Pounds Sterling should be made good by His Majesty in satisfaction of the Amount of the whole of the Claims of *Spanish* Subjects upon His Majesty's Government, presented to and registered by the Mixed Commission in pursuance of the Terms of the Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three, it was further agreed that such Sum of Two hundred thousand Pounds Sterling should be retained in the Possession of His Majesty, in order that such Sum should be set against or deducted from the Nine hundred thousand Pounds which His Majesty, as previously recited, was to receive from the *Spanish* Government in satisfaction of the Claims of *British* Subjects so presented and registered as aforesaid; and it was further agreed between the High Contracting Parties that they should cause the Claims of their own Subjects to be adjudged within their respective Territories, and within the Period of Twelve Months from the Date of the Exchange of the Ratifications of the Convention, or that either of the said High Contracting Parties might agree with the Persons interested, or their Assigns, upon any other Mode of Arrangement which might be deemed most expedient for satisfying them, within the same Term, without the Necessity of any formal or previous Adjudication: And whereas His Majesty's Government having caused a Classification to be made of the Claims preferred by *British* Subjects upon *Spain*, and registered as before stated, did, conformably to the last-recited Stipulation, enter into an Agreement with the Persons interested, and their Assigns and Agents, for the Satisfaction of their respective Claims; by which Agreement full Consent to the Amount of Compromise to be received under the Convention was accorded by the Parties interested, in the following Terms: First, That the Sum of One hundred and fifty-five thousand Pounds shall be allotted for the Liquidation of the just and legitimate Claims comprised in Class (A.), being the Cases numbered in the Register of the Mixed Commission 8, 13, 58, 60, 62, 68, 69, 71, 74, 88, 89, 93, 94, 96, 103, 121, 122, 123, 124, 125, 126, 133, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 162, 163, 165, 170, 221, 223, 225,

225, 236, 237, 238, 239, 245, 246, 247, 248, 266, 267, 269, 272, 274, 275, 281, 286, 290, 292, 293, 294, 295, 296, 305, 306, 307, 330, and 331; provided, that if the Value of the Claims above enumerated, when finally adjudged, should not amount to such Sum so allotted, then that the Surplus of the same shall go to the Class (B.) and the other Claimants, exclusive of those in Class (C.), in such Proportions as His Majesty's Principal Secretary of State for Foreign Affairs shall direct: Second, That the Sum of Forty-five thousand Pounds shall be allotted for the Liquidation of the just and legitimate Claims comprised under Class (B.), being the Cases numbered in the Register of the Mixed Commission 90, 168, 226, 253, 254, 255, 256, 257, 280, 287, 289, 291, 328, and 329: Third, That the Sum of Three hundred thousand Pounds shall be allotted for the Liquidation of the Claims comprised under Class (C.), being the Cases numbered in the Register of the Mixed Commission 92, 77, 261, 284, and 302, to be divided among such Claimants according to an Arrangement among the respective Parties and their Agents: Fourth, That the Sum of Four hundred thousand Pounds shall be allotted for the Liquidation of all other Claims registered under the Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three, being just and legitimate, and not within the Exceptions herein-after stated: Fifth, That in the Apportionment of the Sums assigned for the Liquidation of the respective Classes, the Parties interested in the same shall receive due Proportions of the several Instalments as they shall be paid by the *Spanish* Government, whether in Money or Certificates of Inscriptions, so that no Class shall have a Preference: Sixth, That in the Determination of the Validity and Amount of the Claims of *British* Subjects upon *Spain*, registered by the Mixed Commission acting under the Convention of One thousand eight hundred and twenty-three, all Cases shall be considered valid where actual Loss, arising from unliquidated Debt or Force and Aggression, is averred and proved by satisfactory Evidence to have been sustained (Interest on such Claims, and Expences in the Prosecution of the same, being excepted); and such Cases so proved shall be entitled to the Rate of Apportionment assigned to the Classes to which they respectively belong, save and except such Claims as in the List or Copy of the Register of the Mixed Commission, delivered to the Commissioners of His Catholic Majesty on the Twelfth Day of *October* One thousand eight hundred and twenty-four, were marked "Returned" or "Withdrawn;" and also such Claims as have been "Returned" or "Withdrawn" by Parties interested, or their respective Agents, between the Twelfth Day of *October* One thousand eight hundred and twenty-four and the Twenty-eighth Day of *October* One thousand eight hundred and twenty-eight, by the Desire of the Parties interested, or their respective Agents; and also such Claims or supposed Claims, founded on Memorials or Representations made to His Majesty's Government, which had been registered by the Commissioners acting under that Convention, in order that if such Memorials or Representations should have been further prosecuted or sustained, the Interests of the Parties therein named might have received the Benefit of such Convention, in support of which Claims no Person hath appeared, or Communication been made to the said Mixed Commission by the

the Parties presumed to have been interested in the same, notwithstanding Requisitions for such Appearance or Communication were published in the *London Gazette* on the Eleventh Day of *October* One thousand eight hundred and twenty-three, and the Twenty-ninth Day of *June* One thousand eight hundred and twenty-four: Seventh, That in the Event of the Sum of Nine hundred thousand Pounds not being paid or stipulated by His Catholic Majesty under the Provisions of the Convention of the Twenty-eighth Day of *October* One thousand eight hundred and twenty-eight, the Assent of the said Parties interested, and their Assigns, to the Acceptance of a Compromise to such Amount as aforesaid shall be considered as withdrawn, nor shall such Assent be held to be in prejudice of their Right to be paid the full Amount of the Sums to which they may be respectively entitled, such Sums to be then ascertained and liquidated as prescribed by the Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three: And whereas His Majesty was pleased, by a Commission under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, bearing Date the Fourth Day of *October* One thousand eight hundred and twenty-three, to nominate and appoint *Edward James Dawkins* and *Robert Albion Cox* Esquires to be His Majesty's Commissioners for the Purpose of carrying into effect, on the Part of His Majesty, the Provisions contained in the first-mentioned Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three: And whereas by another Commission under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, bearing Date the Twenty-fourth Day of *July* One thousand eight hundred and twenty-six, His Majesty was pleased to nominate and appoint *Robert Francis Jameson* and *Joseph Egan* Esquires to be His Majesty's Commissioners under the said Convention, in the Room and Place of the said *Edward James Dawkins* and *Robert Albion Cox* Esquires, to act in the Execution of the said Convention with the same Powers and Authority as their Predecessors were invested with: And whereas the said Commissioners caused to be inscribed in a Register the Names of all the Claimants who presented themselves within the Period prescribed by the said Convention, with the Names of the Agents respectively empowered to act for the said Claimants, and caused the Cases preferred by the Parties interested, or their Agents, to be numbered in such Register; a Copy of which, or a List of such Claims so numbered (amounting to 331), was delivered to the Commissioners of His Catholic Majesty on the Twelfth Day of *October* One thousand eight hundred and twenty-four: And whereas by the First Article of the Convention signed in *London* on the Twenty-eighth Day of *October* One thousand eight hundred and twenty-eight, between His Majesty and the King of *Spain*, His Catholic Majesty engages to make good the Sum of Nine hundred thousand Pounds as the Amount of the whole of the said Claims: And whereas His Majesty, in furtherance of the Objects of such Convention, and in accordance with the Stipulations of the Third Article of the same, hath caused the necessary Measures to be taken for the Adjudication of such Claims as aforesaid which, being just and legitimate, shall be entitled to a Share of such Sum of Nine hundred thousand Pounds Sterling, and hath entered into an Arrange-

ment with the Parties interested, and their Assigns, for the Satisfaction of their respective Claims within the Period named in the same Convention (the Terms of which Arrangement have been before recited): And whereas it is expedient and necessary that effectual Provision should be made for carrying into execution the Stipulations of the said Convention; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Sum of Nine hundred thousand Pounds stipulated to be paid, in the Mode and at the Times before mentioned by the said Treaty, to His Majesty, as a Compromise of the Claims of *British* Subjects registered by the Mixed Commission acting under the Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three, shall be considered and taken to be a full Satisfaction for all such Claims as aforesaid; and that the said Stipulation, as in this Act recited and contained, may be pleaded in bar, or given in Evidence upon the General Issue, and shall be and be deemed and adjudged in every Court whatever to be good and complete Bar in any and every Action, Suit, or Proceeding brought or instituted for Restitution of any Loss, or Payment of any Debt, or for any Damage or Injury for which Compensation hath been sought by any Claim or Claims upon His Catholic Majesty preferred to and registered by the Mixed Commission acting as aforesaid.

The Sum of 900,000*l.* stipulated to be paid shall be in full Satisfaction of all British Claims registered under the Convention made with Spain.

II. And be it further enacted, That the said Sum of Nine hundred thousand Pounds, paid and to be paid in the Mode and at the Times before mentioned, shall be placed in the Bank of *England* in the Names of Four Commissioners, forming a Board of Deposit and Liquidation, by whom, or by a Majority of whom, all Orders for Payment of Claims awarded shall be signed.

The said Sum to be placed in the Bank of England in the Names of Commissioners.

III. And be it further enacted, That the Sum of Two hundred thousand Pounds stipulated to be paid by the said Treaty, in the Mode and at the Time before mentioned, to His Catholic Majesty, as a Compromise of the Claims of the *Spanish* Subjects registered by the Mixed Commission acting under the Convention of the Twelfth Day of *March* One thousand eight hundred and twenty-three, shall be considered and taken to be a full Compensation for all such Claims as aforesaid; and that the said Stipulation, as in this Act recited and contained, may be pleaded in bar, or given in Evidence upon the General Issue, and shall be and be deemed and adjudged in every Court whatever to be good and complete Bar in any and every Action, Suit, or Proceeding brought or instituted for Restitution of any Loss, or Payment of any Debt, or for any Damage or Injury for which Compensation hath been sought by any Claim or Claims upon His Majesty preferred to and registered by the Mixed Commission acting as aforesaid.

The Sum of 200,000*l.* stipulated to be paid to Spain shall be in full Satisfaction of all Spanish Claims.

IV. And be it further enacted, That it shall be lawful for His Majesty, by any Warrant under His Royal Sign Manual, countersigned by One of His Majesty's Principal Secretaries of State for the Time being, to appoint competent Persons as Commissioners of Deposit

His Majesty may appoint Commissioners for the Adjudication of Claims.

Deposit and Liquidation, and for carrying into effect the Stipulations of the said Convention, in the Mode and Form agreed to by virtue of the Third Article of the same; and such Commissioners are hereby authorized and empowered to examine and decide all Cases of Claims upon the Government of *Spain* duly registered by the Mixed Commission acting under the Convention signed at *Madrid* on the Twelfth Day of *March* One thousand eight hundred and twenty-three, and herein-before recited and referred, save and except the Claims comprised in Class (C.) before mentioned, and to award and apportion such Sums for the Satisfaction of the same to the Parties interested therein, according to such Directions as shall be prescribed by His Majesty's Principal Secretary of State as to the Classes of Claims, as they the said Commissioners may think fit; provided that such Sum do not exceed the Rate of Apportionment assigned to the Class to which such Claims respectively belong, being just and legitimate, and not within the Exceptions herein-before recited.

Commissioners empowered to require the Attendance of Parties, and examine upon Oath.

V. And be it further enacted, That it shall be lawful for the said Commissioners, or any Two of them, and they are hereby empowered, to examine upon Oath (which Oath the said Commissioners, or any Two of them, are hereby authorized to administer,) all Persons, whether Parties or Witnesses, whom the said Commissioners, or any Two of them, shall think fit to examine, touching all such Matters and Things as shall appear to them to be necessary for the Execution of the Powers vested in the said Commissioners by their Commission and this Act; and all such Persons are hereby directed and required punctually to attend the said Commissioners at such Time and Place as they or any Two of them shall appoint.

Persons falsely swearing, guilty of Perjury.

VI. And be it further enacted, That in case any Person or Persons, upon Examination upon Oath before the said Commissioners, or any Two of them respectively, shall wilfully and corruptly give false Evidence, every such Person so offending, and being thereof duly convicted, shall be and is and are hereby declared to be subject and liable to such Pains and Penalties as by any Law now in force in *Great Britain* Persons convicted of wilful and corrupt Perjury are subject and liable to.

Commissioners may issue Precept for Books, &c.

VII. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they or any Two of them are hereby authorized, to send their Precept or Precepts, under their Hands and Seals, for any Person or Persons whatsoever, and for such Books, Papers, Writings, or Records as they shall judge necessary for their Information in the Execution of the Powers vested in the said Commissioners by their said Commission or by this Act.

Manner of making Orders for Payment of Sums awarded.

VIII. And be it further enacted, That when and so soon as the said Commissioners, or any Two of them, shall at any Time after the passing of this Act adjudge or approve of the Claim of any Person or Persons upon the Government of *Spain*, whose Claim has been registered as aforesaid to be good and valid in the whole or in part, and

and shall have ascertained the Sum of Money to which any such Person or Persons is or are then respectively entitled, and shall have signed and sealed an Award of the same, then the said Commissioners shall present such Award, so signed and sealed, to the Board of Commissioners of Deposit and Liquidation, by whom, or by a Majority of whom, an Order for Payment of such Sum or Sums so awarded shall be signed; and the said Commissioners shall cause the same, with the Award so signed and sealed, to be delivered to the Person or Persons respectively entitled thereto.

Salaries to Officers, and Expence of Commission.

IX. And be it further enacted, That His Majesty's Principal Secretary of State for Foreign Affairs shall assign such Compensation to the said Commissioners, and such Salaries to the Clerks and others engaged in the Office of the said Commissioners, as in his Discretion he shall think fit; and such Compensation and Salaries, and all other Expences attending the said Office, and also the Repayment of all Sums advanced by the Lords Commissioners of His Majesty's Treasury in and for the Payment of the Salaries and Expences of the Commissioners appointed under the Convention signed at *Madrid* on the Twelfth Day of *March* One thousand eight hundred and twenty-three, shall be liquidated and paid by a Per-centage upon or Deduction from the Sums allotted to the Four Classes into which the said Claims are divided, in such Proportion and to such Amount as His Majesty's Principal Secretary of State for Foreign Affairs may or shall determine.

Mode of deciding Difference of Opinion among the Commissioners.

X. And be it further enacted, That should any Difference of Opinion arise between the said Commissioners in the Examination and Adjudication of the Claims, which Difference, by reason of Equality of Votes, cannot be decided, then the Case or Cases upon which such Difference of Opinion may arise shall be referred to the Judgment and Decision of some competent Person, to be named and appointed by His Majesty's Principal Secretary of State for Foreign Affairs; and the Judgment and Decision of such Referee shall be final upon the Point or Points in issue between the said Commissioners.

Act may be altered this Session.

XI. And be it further enacted, That this Act may be altered, amended, varied, or repealed by any Act or Acts to be passed in this Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXI.

An Act to continue Compositions for the Assessed Taxes for a further Term of One Year.

[14th *May* 1829.]

WHEREAS the several Duties of Composition for the Assessed Taxes payable under the Provisions of an Act passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act to enable Persons to continue their Compositions for Assessed Taxes for further Periods, and for allowing Persons who have not compounded to enter into Composition for a limited Term,* will expire on the Fifth Day of *April* One thousand eight hundred and thirty; and it is expedient to continue and extend such Compositions for the further Term of One Year, to determine on the Fifth Day of *April* One thousand eight hundred and thirty-one, in manner and subject to the Provisions herein-after mentioned: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the several Duties now payable under all and every Contract of Composition for the said Duties of Assessed Taxes, by virtue of any Act or Acts in force at the Time of passing this Act, and all and every such Contract and Composition respectively (except in the Cases herein-after provided), shall and are hereby declared to be continued to His Majesty, to the same annual Amounts as are now payable under such Contracts and Compositions, for the further

7 G. 4. c. 22.

Duties of Assessed Taxes payable under Contracts of Composition further continued for One Year.

further Period of One Year, to commence from the said Fifth Day of *April* One thousand eight hundred and thirty; and all Persons paying the said several Duties of Composition for the said further Term of One Year, by Two equal Half-yearly Payments, on or before the Tenth Day of *October* One thousand eight hundred and thirty and on or before the Fifth Day of *April* One thousand eight hundred and thirty-one respectively, shall have the full Benefit of their respective Contracts and Compositions, to all Intents as if the same had been originally made or entered into under the said Acts, or renewed or continued for a Term or Terms to expire on the said Fifth Day of *April* One thousand eight hundred and thirty-one.

Persons paying the said Duties at the appointed Time to have the Benefit of their Contracts as if originally made.

II. Provided always, and be it further enacted, That this Act shall not extend to any Person who shall be desirous of determining his or her Contract of Composition on the Fifth Day of *April* One thousand eight hundred and thirty, and who shall on or before the Tenth Day of *October* One thousand eight hundred and twenty-nine give Notice in Writing of such his or her Desire to the Assessor or Collector of the Parish or Place, or to the Surveyor acting in the Execution of this Act for the District, in which such Composition shall be payable.

Limiting the Extension of this Act.

III. And be it further enacted, That all and every the Powers and Provisions contained in or authorized by the said Act passed in the Seventh Year of the Reign of His present Majesty, or any Act or Acts therein mentioned, shall be observed, followed, and executed by the several Commissioners, Surveyors, Inspectors, Collectors, and other Officers acting in the Execution of the said Acts and of this Act, or otherwise, for charging, collecting, levying, enforcing Payment, and paying and accounting for the said Duties hereby made payable for the further Term of One Year, by the Half-yearly Instalments and in the Manner aforesaid, to all Intents as if such Contracts and Compositions respectively had been originally entered into, renewed, or continued in force under the said Acts until the Fifth Day of *April* One thousand eight hundred and thirty-one.

Powers and Provisions of former Acts to be executed by Commissioners, &c. for the further Term.

IV. And be it further enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be passed in this present Session of Parliament.

Act may be altered.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXII.

An Act to provide, until the Thirty-first Day of *December* One thousand eight hundred and thirty-four, for the Government of His Majesty's Settlements in *Western Australia*, on the Western Coast of *New Holland*. [14th *May* 1829.]

WHEREAS divers of His Majesty's Subjects have, by the Licence and Consent of His Majesty, effected a Settlement upon certain wild and unoccupied Lands on the Western Coast of *New Holland* and the Islands adjacent, which Settlements have received and are known by the Name of *Western Australia*: And whereas it is necessary to make some temporary Provision for the Civil Government of the said Settlement, until the said Undertaking shall be further matured, and the Number of Colonists in the said Settlements increased; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful for His Majesty, His Heirs and Successors, by any Order or Orders to be by Him or them made, with the Advice of His or their Privy Council, to make, ordain, and (subject to such Conditions and Restrictions as to Him or them shall seem meet) to authorize and empower any Three or more Persons resident and being within the said Settlements to make, ordain, and establish all such Laws, Institutions, and Ordinances, and to constitute such Courts and Officers, as may be necessary for the Peace, Order, and good

His Majesty, by Order in Council, may appoint Persons to make Laws for the Government of the Settlements in Western Australia.

good Government of His Majesty's Subjects and others within the said Settlements; provided that all such Orders in Council, and all Laws and Ordinances so to be made as aforesaid, shall be laid before both Houses of Parliament as soon as conveniently may be after the making and Enactment thereof respectively: Provided also, that no Part of the Colonies of *New South Wales* and *Van Diemen's Land*, as at present established, shall be comprised within the said New Colony or Settlements of *Western Australia*.

Proviso as to New South Wales and Van Diemen's Land.

Continuance of Act.

II. And be it further enacted, That this Act shall continue in force until the Thirty-first Day of *December* One thousand eight hundred and thirty-four, and thenceforward until the End of the then next ensuing Session of Parliament, and no longer.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXIII.

An Act to impose Duties on the Importation of Silk and Silk Goods, and to allow Drawbacks on the Exportation thereof. [22d *May* 1829.]

WHEREAS it is expedient that the Duties now payable upon the Importation of Silk and Silk Goods shall cease and determine, and that other Duties shall be imposed in lieu thereof; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Fifth Day of *July* next all Duties payable upon the Importation of Silk and Silk Goods under any Act or Acts now in force shall be repealed, and that from and after the said Fifth Day of *July* the several Duties of Customs set forth in Figures in the Table hereunto annexed, marked (A.), shall be raised, levied, collected, and paid unto His Majesty, in like Manner as if such Duties had been imposed in and by an Act passed in the Sixth Year of His Majesty's Reign, intituled *An Act for granting Duties of Customs*, and had been set forth in a Table thereunto annexed.

After 5 July the Duties payable upon Importation of Silk shall be repealed, and those set forth in Table (A.) levied.

II. And be it further enacted, That it shall not be lawful to import into the United Kingdom any Manufactures of Silk in any Ship or Vessel which is not of the Burthen of Seventy Tons or upwards, except as herein-after provided; nor to import any such Manufactures, being the Manufactures of *Europe*, into any Port, except into the Port of *London* or into the Port of *Dublin* direct from *Bourdeaux*, or into the Port of *Dovor* direct from *Calais*; and that this Restriction shall be complied with and enforced in like Manner as if the same were set forth in a Table, denominated "A Table of Prohibitions and Restrictions Inwards," contained in an Act passed in the Sixth Year of His Majesty's Reign, intituled *An Act for the general Regulation of the Customs.* 6 G. 4. c. 107.

Restrictions as to the Importation of Manufactures of Silk.

III. Provided always, and be it further enacted, That it shall be lawful for the Commissioners of the Customs from Time to Time, and upon such Security as they shall see fit to require, to grant their Licence for

Commissioners of Customs may grant Li-

cences for certain Vessels belonging to Dovor.

for any Vessel belonging to the Port of *Dovor* to import such Manufactures into that Port direct from the Port of *Calais*, although such Vessel may not be of greater Burthen than of Sixty Tons.

In Entries of Silk Goods subject to Duty, both Weight and Value shall be stated.

IV. And be it further enacted, That in the Entry of all Silk Goods which are subject to Duty according to the Weight or to the Value thereof, at the Option of the Officers of the Customs, the Weight and the Value of such Goods shall be both stated, and such Value shall be affirmed in like Manner as the Value of any Goods charged to pay Duty according to the Value thereof is affirmed under the Provisions of the said last-mentioned Act for the Regulation of the Customs; and that it shall be lawful for the Officers of the Customs to detain any such Goods, and to take the same for the Use of the Crown, in like Manner and upon the same Terms as such Officers may under the Provisions of the said Act detain and take any Goods entered for Payment of Duty according to the Value thereof as aforesaid.

Drawbacks upon Exportation.

V. And be it further enacted, That from and after the passing of this Act, upon the Exportation of Silk Goods, the Drawbacks of the Duties payable on the Importation of Thrown Silks, set forth in Figures in the Table hereunto annexed, shall be allowed.

To whom only Drawbacks shall be allowed.

VI. And be it further enacted, That the Drawbacks granted by this Act shall be allowed only in respect of Exportations to be made by the Persons in whose Names the Amount of Duties to be drawn back had been paid, or to be made by any Holder of any written Order signed by any such Persons, transferring the Right of making such Exportations and of receiving such Drawbacks thereupon.

Drawbacks to be allowed whether the Duties have been received under this or any former Act, if Silks are shipped within Two Years.

VII. And be it further enacted, That the said Drawback shall be allowed, although the manufactured Silks in respect of which the same shall be claimed shall not have been made of the Thrown Silk in respect of which the Amount of Duties to be drawn back had been paid, and whether such Amount of Duties shall have been received under the Authority of this Act or of any former Act: Provided always, that the said Drawback shall not be allowed unless such manufactured Silks be shipped for Exportation within Two Years after the Payment of such Duties.

Upon the Seizure of Goods, the whole Value to be paid to the Officer,

VIII. And whereas it is expedient that greater Rewards than heretofore should be granted to Officers upon the Seizure of Foreign Silk Goods; be it enacted, That upon the Seizure and Condemnation of any such Goods, for the Breach of any Law now made or hereafter to be made, relating to the Revenue of Customs, or for the Prevention of Smuggling, there shall be paid to the Officer seizing the same, in lieu of the Rewards granted by any former Act, the whole Value of such Goods, exclusive of the Duty thereon: Provided always, that such Goods shall be sold for Exportation only.

and One Moiety of Penalties.

IX. And be it further enacted, That where any Penalty shall have been recovered from any Person in respect of any such Goods, there shall be paid to the Officer by whose Means such Penalty is recovered One Moiety of the Penalty or Sum recovered.

Act may be altered.

X. And be it further enacted, That this Act may be amended, altered, or repealed by any Act to be passed in the present Session of Parliament.

TABLE

TABLE (A.) to which this Act refers.

DUTIES.

	£	s.	d.
Silk; *viz.*			
—— Knubs or Husks of Silk and Waste Silk - the cwt.	0	1	0
—— Raw Silk - - - - - the lb.	0	0	1
—— Thrown Silk, not dyed; *viz.*			
Singles - - - - the lb.	0	1	6
Tram - - - - the lb.	0	2	0
Organzine and Crape Silk - - the lb.	0	3	6
—— Thrown Silk, dyed; *viz.*			
Singles or Tram - - - - the lb.	0	3	0
Organzine or Crape Silk - - the lb.	0	5	2
—— Manufactures of Silk, or of Silk mixed with any other Material, the Produce of Europe; *viz.*			
Silk or Satin, Plain - - - the lb.	0	11	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	25	0	0
Silk or Satin, Figured or Brocaded - the lb.	0	15	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Gauze, Plain - - - - the lb.	0	17	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Gauze, Striped, Figured, or Brocaded - the lb.	1	7	6
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Crape, Plain - - - - the lb.	0	16	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Crape, Figured - - - the lb.	0	18	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Velvet, Plain - - - the lb.	1	2	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Velvet, Figured - - - the lb.	1	7	6
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
Ribbons, Embossed or Figured with Velvet, the lb.	0	17	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	30	0	0
- - - and further, if mixed with Gold, Silver, or other Metal, in addition to the above Rates, when the Duty is not charged according to the Value - the lb.	0	10	0
Fancy Silk Net or Tricot - - the lb.	1	4	0
Plain Silk Lace or Net, called Tulle, the square yard	0	1	4

	£	s.	d.
Silk; *viz.*			
—— Manufactures of Silk, or of Silk mixed with any other Material, the Produce of and imported from British Possessions within the Limits of the East India Company's Charter - for every £100 of the Value	20	0	0
—— Millinery of Silk, or of which the greater Part of the Materials is of Silk; *viz.*			
Turbans or Caps - - - each	0	15	0
Hats or Bonnets - - - - each	1	5	0
Dresses - - - - each	2	10	0
- - - or, and at the Option of the Officers of the Customs - for every £100 of the Value	40	0	0
—— Manufactures of Silk, or of Silk and any other Material, not particularly enumerated or otherwise charged with Duty - - for every £100 of the Value	30	0	0
—— Articles of Manufacture of Silk, or of Silk and any other Material, wholly or in part made up, not particularly enumerated or otherwise charged with Duty, for every £100 of the Value	30	0	0

TABLE (B.) to which this Act refers.

DRAWBACKS on the EXPORTATION of SILK GOODS manufactured in the United Kingdom.

	£	s.	d.
For every lb. of Stuffs or Ribbons of Silk, composed of Silk only, and being of the Value of Fourteen Shillings at least	0	3	6
For every lb. of Stuffs or Ribbons of Silk and Cotton mixed, whereof One Half at least shall be Silk, and being of the Value of Four Shillings and Eight-pence at least - -	0	1	2
For every lb. of Stuffs or Ribbons of Silk and Worsted mixed, whereof One Half at least shall be Silk, and being of the Value of Two Shillings and Four-pence at least - -	0	0	7

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXIV.

An Act to enable the Commissioners for the Reduction of the National Debt to grant Life Annuities and Annuities for Terms of Years.

[22d *May* 1829.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act to repeal so much of several Acts as empowers the Commissioners for the Reduction of the National Debt to grant Life Annuities*; and it is expedient that the said Commissioners should be enabled to grant such Annuities in future according to the Duration of Human Life as ascertained by recent Tables of Observation thereon, and also to grant Annuities to continue for a certain limited Term of Years; and that all such Annuities should be granted in consideration of the Transfer of Bank Annuities, or Annuities commonly called Long Annuities, or in consideration of Payment of Money to the said Commissioners; and that Provisions should be made for carrying the said Measure into Effect as herein-after expressed; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall be lawful for the Commissioners for the Reduction of the National Debt, at such Days and Times as they shall from Time to Time appoint by Notice in the *London Gazette* for that Purpose, to accept and receive from any Person or Persons whomsoever the Transfer of any Bank Annuities or

9 G. 4. c. 16.

Commissioners for Reduction of National Debt may accept Transfers of Stock, or receive

Money for the Purchase of Annuities for Life, immediate or deferred, or for Terms of Years.

or Long Annuities transferrable at the Bank of *England*, or to receive any Sum or Sums of Money as the Consideration for the Purchase of Life Annuities, or of Annuities for a certain limited Term of Years, to be chargeable and charged upon and to be payable out of the Consolidated Fund of the United Kingdom; and to sell and grant Annuities, either on the Continuance of single Lives or on the Continuance of Two Lives, and the Life of the longest Liver of them, or upon the joint Continuance of Two joint Lives, such Annuities to commence respectively either immediately or at a Period to be fixed at the Time of granting any Annuity; and also to sell and grant deferred Annuities upon the Continuance of a single Life or joint Lives; and also to sell and grant Annuities, to continue for any certain limited Term of Years, to commence either immediately or on any Day to be named at the Time of granting any such Annuity; and also to sell and grant, generally, any immediate Annuities, or any temporary Annuities, or any deferred Annuities, of whatsoever Kind or Denomination, (save and except that no deferred Annuities shall be granted for any certain limited Term of Years to commence from and after the Death of any Nominee,) as are allowed by this Act, in the Manner and under the Limitations and Restrictions and Regulations herein-after expressed.

Annuities not to be granted on the Life of any Nominee under 15 Years of Age; nor in any other Case where the Commissioners, &c. may think fit to decline.

II. Provided always, and be it enacted, That no Annuity or Annuities shall be sold or granted by the said Commissioners upon the Life of any Nominee under the Provisions of this Act, who, on the Day when the Contract for such Annuity or Annuities shall be made, shall be under the Age of Fifteen Years: Provided also, that it shall be lawful for the said Commissioners, or the Comptroller General or Assistant Comptroller acting under the said Commissioners, to decline or refuse to sell and grant any Annuity under the Provisions of this Act, in such Cases where there shall be, in the Opinion of the said Commissioners, or of the said Comptroller General or Assistant Comptroller, sufficient Grounds for refusing or declining so to do.

Annuities may be purchased by the Transfer of not less than 100*l.* Stock, &c.

III. And be it further enacted, That it shall and may be lawful for the said Commissioners for the Reduction of the National Debt, and they are hereby authorized and empowered, to accept and receive any Amount, not less than One hundred Pounds, of any Bank Annuities, or to accept and receive any Sum of Money or any Amount of Long Annuities, equal in Value to not less than One hundred Pounds of Three *per Cent.* Bank Annuities, according to the average Price of such Annuities, to be ascertained in manner herein-after directed, from any Person or Persons desirous of purchasing any Annuity or Annuities for Lives or Years of whatsoever Kind, under the Regulations of this Act, at and according to such Rates as shall be specified in any Table or Tables which shall be from Time to Time approved by the Lords Commissioners of His Majesty's Treasury, or any Three or more of them; and it shall also be lawful for the said Commissioners for the Reduction of the National Debt to accept and receive from any Person or Persons any Sum of Money by the Year, at such Time or Times in each and every Year as the said Commissioners shall appoint, amounting to

or Payment of not less than 5*l.* a Year, &c.

Five Pounds or upwards, in Money, for the Purpose of enabling the Person or Persons making such Payment or Transfer to purchase any of the before-mentioned deferred Annuities for Lives, under the Provisions of this Act, according to such Regulations as the said Commissioners for the Reduction of the National Debt shall direct and approve; and all Bank Annuities and Long Annuities which shall be so transferred, and also all Bank Annuities which shall be purchased with any Sums of Money so paid, shall from Time to Time be carried to the Account of the said Commissioners for the Reduction of the National Debt, and shall then be cancelled, and all Interest or Dividends on such Annuities respectively shall cease to be charged upon or to be issued out of the Consolidated Fund from and after the Day upon which any such Annuities respectively shall be transferred to and placed in the Names of the said Commissioners: Provided always, that the several Persons by whom any Annuities for Lives or Years of whatsoever Kind shall be purchased, or to whom any such Annuities shall be assigned and transferred under the Provisions of this Act, shall (if the Governor and Company of the said Bank shall require the same) respectively underwrite his, her, or their Acceptance thereof in the Books of the said Governor and Company, by himself or herself, or by some other Person or Persons duly authorized on his, her, or their Behalf.

All Bank Annuities so transferred, &c. shall be cancelled.

Annuities granted shall be accepted by Grantees, if required.

IV. And be it further enacted, That whenever any Person shall be desirous of purchasing, under the Provisions of this Act, any Life Annuity of whatsoever Kind, it shall be lawful for the Person or Persons so desiring to purchase such Annuity to name and appoint any other Person or Persons, being of the Age of Fifteen Years or upwards at the Time of such Nomination, and being a Native or Natives of, and most usually resident within, the United Kingdom of *Great Britain* and *Ireland*, on the Continuance of whose Life such Annuity shall depend: Provided always, that nothing herein contained shall be construed to prevent any Person, whether a Native or not of the United Kingdom, or not residing in the United Kingdom, from purchasing any Life Annuity of whatsoever Kind under this Act, to depend upon the Continuance of the Life of himself, herself, or themselves, as the Nominee or Nominees of such Annuity.

Purchasers of Annuities may appoint Nominees, being Natives of the United Kingdom.

Not to prevent any Persons from purchasing Annuities on their own Lives.

V. And be it further enacted, That before any Bank Annuities or Long Annuities shall be transferred, or any Money shall be paid to the Commissioners for the Reduction of the National Debt, for the Purchase of any Life Annuity under the Provisions of this Act, a Declaration in such Form as shall from Time to Time be directed or authorized by the said Commissioners, or by the Comptroller General or Assistant Comptroller acting under the said Commissioners, shall be signed by the Person or One of the Persons desirous of purchasing such Annuity, or by some Person on his, her, or their Behalf, stating the Name of the Person by whom or on whose Behalf such Annuity shall be purchased, and the Name or Names of the Person or Persons on whose Life or Lives such Annuity is required to be granted, with such other Particulars as the said Commissioners, or the said Comptroller General or Assistant Comptroller, shall from Time to Time direct, and such Declaration shall be delivered to the said

Previously to Transfer of Stock or Payment of Money, Parties shall sign Declaration, and produce Certificates of Age of Nominees of Life Annuities.

said Comptroller General or Assistant Comptroller or other Officer acting under the said Commissioners; and there shall also be produced to the said Officer a Copy of the Register of the Birth or Baptism of the Person desiring to purchase such Annuity on his own Life, or of any and every Nominee on whose Life or Lives any such Annuity shall be purchased, certified as true, under the Hand of the Minister of the Parish or Place where such Register shall be kept, or in the Absence of the Minister, then a Copy of such Register, together with a Certificate of the Truth thereof (wherein such Absence shall be specified,) under the Hands of the Churchwardens or Chapelwardens or Overseers of such Parish or Place, or any Two of them, and every such Certificate, whether of the Minister or Churchwardens, or Chapelwardens or Overseers, shall be attested by Two or more credible Witnesses; and to such Certificate there shall also be annexed an Affidavit of the said Witnesses, or One of them, or their, his, or her solemn Affirmation, (in case they or either of them shall be of the Persuasion called *Quakers*,) to be made before any Justice of the Peace or Magistrate in the United Kingdom of *Great Britain* and *Ireland*, or before the Comptroller General or Assistant Comptroller, or other Officer or Officers appointed by the said Commissioners for that Purpose, (and which Oath or Affirmation such Justice or Magistrate, or Comptroller General, Assistant Comptroller, or other Officer, is hereby authorized and empowered to administer,) that such Witness or Witnesses did examine and compare the said Copy of the Register of Birth or Baptism with the Register thereof, and did see such Minister, or Churchwardens or Chapelwardens, or Overseers (as the Case may be,) sign the said Certificate, and that the Names of such Witnesses are of their own proper Handwriting, and to every such Certificate shall their own proper solemn Affirmation shall also be annexed an Affidavit by him or Affirmation made by the Purchaser of the said Annuity, (or by One of the Purchasers in case there shall be Two or more,) or by some Person on his, her, or their Behalf, before any Justice of the Peace or Magistrate in the United Kingdom of *Great Britain* and *Ireland*, or before such Comptroller General or Assistant Comptroller, or other Officer or Officers of the said Commissioners, that the Person named and described in the Copy or Certificate of the Register of Birth or Baptism produced to the said Officer is the same Person who is appointed to be such Nominee.

If Day of Birth not named in Certificate, Age shall be calculated from the Day of Baptism.

VI. Provided always, and be it enacted, That in all Cases where any Copy or Certificate of any Register, which shall be produced pursuant to this Act, shall purport to be a Copy or Certificate of the Register of the Baptism only, and not of the Birth of any Person, the Age of such Person shall, for the Purposes of this Act, be calculated from the Date of such Baptism, and the Amount of the Annuity to be purchased on the Life of the Person named in any such Copy or Certificate shall be estimated and ascertained in like Manner in all respects as if such Person had been born on the Day expressed in such Copy or Certificate to be the Date of his or her Baptism.

Proof of Age.

VII. Provided also, and be it enacted, That in case any Person by whom or on whose Behalf any Annuity shall be purchased on his or her

her own Life shall not be a Native of the United Kingdom of *Great Britain* and *Ireland*, or in case the Birth or Baptism of any Nominee whatever, whether such Person shall be his own Nominee or not, (being a Native of the United Kingdom,) shall not appear in the Register of the Parish where such Nominee shall have been born or baptized, then and in every such Case there shall be produced to the said Comptroller General or Assistant Comptroller, or other Officer of the said Commissioners, (in lieu of such Certificates and Affidavits as aforesaid,) an Affidavit or solemn Affirmation, in Writing, of the Age of such Nominee, together with his or her Name, Surname, Addition, and Employment or Occupation (if any), and usual Place of Abode, and also the Place of his or her Birth, and the Names of his or her Parents or reputed Parents, also stating that the Person named and described in such Affidavit or Affirmation is the Person on whose Life such Annuity is intended to be purchased; and such Affidavit or Affirmation shall be made either by the Person or One of the Persons by whom or on whose Behalf such Annuity shall be purchased, or by such Nominee, or by some other Person having Knowledge of the several Circumstances before mentioned, in which latter Case the said Affidavit or Affirmation shall also be accompanied by an Affidavit or Affirmation to be made by the Person or One of the Persons by whom or on whose Behalf such Annuity shall be purchased, that the Contents of such last-mentioned Affidavit are true to the best of his or her Knowledge and Belief; and such Affidavits or Affirmations respectively shall and may be taken before any Justice of the Peace or Magistrate in the United Kingdom of *Great Britain* and *Ireland*, or before the said Comptroller General or Assistant Comptroller, or other Officer or Officers of the said Commissioners; and if any such Person or Nominee shall be a Native of the United Kingdom of *Great Britain* and *Ireland*, then in such Affidavit shall also be stated the Cause why a Certificate of the Copy of the Register of his or her Birth or Baptism cannot be produced.

Purchaser of an Annuity for Years, to sign a Declaration approved by the Commissioners.

VIII. Provided also, and be it enacted, That in Cases where any Annuity for a certain limited Term of Years is intended to be purchased under the Provisions of this Act, it shall be sufficient for that Purpose for the Purchaser, or for some Person on his, her, or their Behalf, to sign and produce a Declaration to such Officer of such his Intention, in such Form as the said Commissioners, or the said Comptroller General or Assistant Comptroller, shall from Time to Time approve.

Average Prices of Stocks to be daily made out and transmitted to Officer.

IX. And for ascertaining the average Price of Bank Annuities, according to which the Amount of any Annuities purchased under the Provisions of this Act is to be regulated, be it enacted, That the Cashier or Cashiers of the Governor and Company of the Bank of *England* shall and they are hereby required to cause an Account to be made out, on every Day on which any Bank Annuities or Long Annuities shall have been bought at the Bank of *England*, of the average Price at which all or any Bank Annuities or Long Annuities shall have been bought on such Day; and such Account shall be transmitted to the Comptroller General or Assistant Comptroller

of the Commissioners for the Reduction of the National Debt, for the Purpose of enabling him to ascertain and certify, in manner herein-after directed, the respective Amounts of the Life Annuities which may be purchased under the Provisions of this Act; and a Copy thereof shall be put up in some conspicuous Place of his Office, in order that the same may be seen by all Persons desirous of ascertaining the Price at which Stock may be transferred, and the Price at which Money may be laid out, for the Purchase of any Annuities under the Provisions of this Act.

When it shall appear to the Comptroller General, that the Declaration, &c. has been made conformable to this Act, he may grant a Certificate thereof;

X. And be it further enacted, That whenever it shall appear to the said Comptroller General or Assistant Comptroller, or any other Officer acting under the said Commissioners, that the Certificates and Affidavits and Declaration produced by the proposed Purchaser of any Annuity as aforesaid are conformable to the Directions of this Act, such Officer shall thereupon ascertain the Amount of the Annuity for Life or Lives or Years, to be payable in respect of the Bank Annuities or Long Annuities proposed to be transferred, or in respect of the Sum of Money proposed to be paid for the Purchase of any such Annuities respectively; and the Amount of such respective Annuities for Lives or Years shall in all Cases be calculated and checked by the Actuary and Accountant, or other Check Officer, of the Check Branch in the Office of the said Commissioners; and thereupon such Comptroller General or Assistant Comptroller, or other Officer, shall grant his Certificate to the Party making such Purchase, and shall transmit a Duplicate thereof to the Governor and Company of the Bank of *England;* and upon the Production and Delivery of the original Certificate at the Bank, and upon the Transfer to the said Commissioners of such Bank Annuities or Long Annuities, or upon the Payment to them of such Sum of Money as aforesaid, as the Consideration for the Purchase of the Annuity required to be granted, a Certificate or Receipt shall be given by One of the Cashiers of the said Governor and Company of the Bank, to the Party on whose Behalf such Transfer or Payment shall be made, and such Receipt shall be an Acquittance or Discharge for the Bank Annuities or Long Annuities so transferred, or for the Money so paid: Provided always, that no Certificate for enabling the Transfer of any Bank Annuities, or for the Payment of Money in lieu thereof, for the Purchase of any Annuities to be granted under the Provisions of this Act, shall be or continue valid to authorize such Payment or Transfer being made after the Expiration of Five Days from the Date of such Certificate.

upon Production of which the Stock may be transferred, and the Party receive an Acquittance.

If Bargains are made in Stock bearing more than 3 per Cent. Interest, or in Long Annuities, or Money, such Stock, &c. shall be converted into 3 per Cents.

XI. And be it further enacted, That it shall and may be lawful for any Person desirous of purchasing any Annuity for Lives or Years, of whatsoever Kind, under this Act, to transfer to the Commissioners for the Reduction of the National Debt any Bank Annuities carrying a higher Rate of Interest than Three Pounds *per Centum per Annum;* and whenever any such Bank Annuities or any Long Annuities shall be so transferred, and whenever any Sum of Money shall be paid for the Purchase of any Annuity for Lives or Years under this Act, such Bank Annuities carrying a higher Rate of Interest than Three Pounds *per Centum per Annum,* and such

Long Annuities, and such Sum of Money respectively, shall be first converted, by the Computation of the proper Officer acting under the said Commissioners for the Reduction of the National Debt, into Three Pounds *per Centum* Consolidated or Reduced Bank Annuities, (at the Option of the Purchaser,) according to the average Price of Three Pounds *per Centum* Annuities, to be ascertained as directed by this Act, and the Annuity or Annuities to be granted in respect of the Consideration of such Purchase shall be calculated and ascertained upon the Amount of Three Pounds *per Centum* Annuities, (excluding the fractional Parts of a Pound of such last-mentioned Three Pounds *per Centum* Annuities, if any,) produced by such Conversion; and whenever any Sum of Money shall be so paid, a Charge of Two Shillings and Sixpence shall be made upon the Purchaser of such Annuity for Life or Years, for every entire One hundred Pounds of Three Pounds *per Centum* Annuities produced by the Conversion of such Money into such Three Pounds *per Centum* Annuities as aforesaid.

Future Bank Annuities, &c. may be transferred for the Purposes of this Act.

XII. And be it further enacted, That any Bank Annuities, and any Annuities for a certain Term of Years, which may at any Time after the passing of this Act be created by this Act, or by any future Act or Acts, shall be transferrable and may be transferred to the Commissioners for the Reduction of the National Debt, for the Purchase of any Annuities of whatsoever Kind, under the Provisions of this Act, in like Manner in all respects as any Bank Annuities, or Annuities for a certain Term of Years, existing at the Time of the passing of this Act, and shall be subject to all the Rules, Regulations, and Provisions in this Act contained.

Money for the Purchase of Annuities shall be paid into the Bank to Account of Commissioners for the Reduction of the National Debt.

XIII. And be it further enacted, That in all Cases where any Sum of Money shall be the Consideration for any Annuity for Lives or Years, of whatsoever Kind, to be granted under the Provisions of this Act, such Sum of Money shall be paid by or on behalf of the Purchaser or Purchasers of such Annuity into the Bank of *England*, under a Certificate of the proper Officer of the Commissioners for the Reduction of the National Debt; and upon the Production of such Certificate, the Cashier or Cashiers of the said Bank shall and he and they is and are hereby required to receive all such Monies, and to place the same to the Account of the said Commissioners; and all such Monies shall be laid out on behalf of the said Commissioners in the Purchase of Bank Annuities, as the said Commissioners shall from Time to Time direct; and all such Bank Annuities shall from Time to Time be cancelled as herein-before directed: Provided always, that all Monies paid to the said Commissioners for the Purchase of Life Annuities shall be carried to their Account, standing in the Books of the said Bank, under any Acts heretofore in force enabling the said Commissioners to grant Life Annuities; and all Monies paid to the said Commissioners for the Purchase of Annuities for Terms of Years shall be carried to a distinct and separate Account in the Books of the said Bank.

Treasury shall direct the Use of

XIV. And be it further enacted, That for the better carrying this Act into execution it shall and may be lawful for the Commissioners

Tables of the Value of Annuities as approved by them.

missioners of His Majesty's Treasury, or any Three or more of them, from Time to Time, as they shall think fit, to direct the Commissioners for the Reduction of the National Debt to use and adopt such Tables as shall, from Time to Time, be authorized and approved of by the said Commissioners of the Treasury, or any Three or more of them, for ascertaining the Values of Annuities depending on the Continuance of single Lives, and on the Continuance of Two Lives and the Life of the longest Liver of them, and on the joint Continuance of Two joint Lives; and also such Tables of the Values of deferred Annuities on single or joint Lives; and also such Tables of the Values of Annuities, for a certain limited Term of Years, immediate or deferred, as may be granted according to the Provisions of this Act; and such respective Tables shall be valid and effectual for the Purposes of this Act; and all Annuities for Lives or Years, of whatsoever Kind, to be purchased under the Provisions of this Act, shall be purchased according to the Values stated in such Tables respectively, so long as the same shall remain in force; and it shall be lawful for the said Commissioners of the Treasury to alter, revoke, and recal all or any such Tables from Time to Time, and to direct the Use and Adoption of such other Tables in lieu thereof as shall be approved of by the said Commissioners of the Treasury: Provided always, that the said Commissioners for the Reduction of the National Debt shall, previous to the Adoption and using of any such Tables respectively, give Notice, from Time to Time, in the *London Gazette*, in such Form and Manner as to the said Commissioners for the Reduction of the National Debt shall seem fit and proper, that such Tables have been authorized and approved by the said Commissioners of the Treasury.

Purchasers of Life Annuities, or Annuities for Years, shall be entitled to such Amount of Annuity as shall be specified in such Tables.

XV. And be it further enacted, That in every Case where any Bank Annuities or Long Annuities shall be transferred, or any Sum of Money shall be paid as the Consideration for the Purchase of any Annuity for Lives or Years, of whatsoever Kind, under the Provisions of this Act, the Person or Persons purchasing any such Annuity for Lives or Years, upon the Transfer of such Bank Annuities or Long Annuities, or upon the Payment of such Sum of Money to the said Commissioners, shall, for every One hundred Pounds of such Three *per Centum* Bank Annuities, or for every Sum of Long Annuities, or for every Sum of Money paid equal to the Value of such One hundred Pounds of such Three *per Centum* Annuities, and so in proportion for any greater Sum, be entitled to receive, (during the Continuance of the single Life of the Nominee, or during the Lives of the Two Nominees and the Life of the longest Liver of them, or during the joint Continuance of the Lives of the Two joint Nominees, or during the Continuance of the single or joint Lives in Cases of deferred Life Annuities, or during the Term of Years, immediate or deferred, for which any Annuity shall be granted under this Act,) an Annuity for a Life or Lives, or for Terms of Years, as the Case may be, of such annual Amount as shall be specified in any such Table or Tables respectively, as the Commissioners of His Majesty's Treasury, or any Three or more of them, shall from Time to Time authorize and approve in manner herein-before directed, to be

be calculated and ascertained according to the Age of the Nominee or Nominees, or the Continuance of the Term of Years respectively, as the Case may be, and according to the average Price (to be ascertained as is herein-before directed) of Three Pounds *per Centum* Consolidated or Reduced Bank Annuities on the Day preceding the Day of granting the said Certificate to the Party purchasing any such Annuity for a Life or Lives, or for a Term of Years as aforesaid: Provided always, that whenever it shall happen that no Sale of any Bank Annuities shall have been made, so as to enable such average Price to be ascertained on each and every Day, in manner herein-before required, then such Calculation shall be made according to the average Price on the nearest Day preceding the Date of the Certificate to be granted by such Officer.

Preventing Fractions.

XVI. And be it further enacted, That it shall not be lawful for any Person to transfer, for the Purchase of any Annuity under the Provisions of this Act, any less Sum than One hundred Pounds of any Bank Annuities, nor any fractional Part less than One Pound of such Bank Annuities, except in Cases expressly provided for by this Act; and that in every Case where the Calculation of the Amount of any Annuity, according to the Provisions of this Act, shall produce a Fraction less than Sixpence, the fractional Part of the said Annuity less than Sixpence shall be taken from the Amount thereof, and shall not be inserted in the Certificate to be granted by the Officer of the said Commissioners for the Reduction of the National Debt, nor shall be payable at the Bank of *England*.

Life Annuities granted under this Act shall be added to former Annuities for Lives;

and Annuities for Years shall be carried to a separate Account.

XVII. And be it further enacted, That all Life Annuities of whatsoever Kind, which shall be purchased and granted under the Provisions of this Act, (whether such Life Annuities shall commence immediately or not,) shall in their due Course, as the same shall fall due and become payable, be added to and shall form Part of the Life Annuities payable at the Bank of *England* under any Act or Acts heretofore in force enabling the said Commissioners to grant Life Annuities; and all Annuities for Terms of Years, which shall be purchased and granted under this Act, shall be carried to a separate Account in the Books of the Governor and Company of the Bank of *England*, and the Books of the Commissioners for the Reduction of the National Debt, under the Title of "Annuities for Terms of Years granted by the Commissioners for the Reduction of the National Debt, pursuant to Act of the Tenth of *George* the Fourth;" and the said Annuities for Terms of Years shall be comprehended in One General Account, notwithstanding the said Annuities shall continue for various Terms of Years.

Life Annuitants may make further Purchases on Lives of original Nominees without fresh Certificates.

XVIII. And be it further enacted, That whenever any Person shall have purchased any Annuity for the Life or Lives of any Nominee or Nominees under the Provisions of any Act heretofore in force, by which the said Commissioners were empowered to grant Life Annuities, or under the Provisions of this Act, and such Person shall be afterwards desirous of purchasing any further Annuity or Annuities on the Life or Lives of the same Nominee or Nominees, (whether such Life Annuities shall have been originally contracted

for to commence immediately or not,) the original Proofs of the Age of such Nominee or Nominees, produced at the Time of the Purchase of the First Annuity, shall be deemed sufficient to authorize the proper Officer of the said Commissioners, and such Officer is hereby required from Time to Time to grant to the Person applying to him for that Purpose all or any such Certificate or Certificates as by this Act are directed or required, for the Purpose of enabling such Persons to transfer any Bank Annuities or Long Annuities, or for the Payment of any Sum of Money for the Purchase of such further Life Annuity or Annuities, without the Production of any fresh Certificates or Affidavits in regard to the Birth or Baptism or other Particulars respecting such Nominee or Nominees; and the Certificates so to be granted by such Officer shall be valid and effectual to enable every such Person to transfer any Bank Annuities or Long Annuities, or to make Payments of any Sum of Money for the Purchase of such further Life Annuity or Annuities, and to entitle every such Person to such Certificates and Receipts from the Cashier of the Bank of *England*, in like Manner as if the Certificate of such Officer had been granted upon the Production of the original Certificates and Affidavits.

Any Persons may purchase Life Annuities on Life of Nominees of other Annuitants without fresh Certificates.

XIX. And whereas it may tend to facilitate the granting Life Annuities under this Act, if Persons other than those by whom any Nominee or Nominees were originally named and appointed were allowed to purchase Annuities upon the Life or Lives of such Nominee or Nominees without new Certificates; be it therefore enacted, That it shall and may be lawful for any Person or Persons to purchase in all Cases any of the aforesaid Annuity or Annuities, of whatsoever Kind, under the Provisions of this Act, upon the Life or Lives of any One or more Nominee or Nominees, either singly or jointly, whose Age shall have been certified and verified under the Provisions of this Act, or of any Act heretofore in force as aforesaid, without the Production of any new or additional Certificate or Certificates of the Age or Ages of such Nominee or Nominees: Provided always, that in every such Case an Affidavit or solemn Affirmation as to the Identity of such Nominee or Nominees shall be made by the Purchaser of any such Annuity, or by some Person on behalf of such Purchaser, before such and the like Persons as are specified and required in and by this Act, in Cases wherein Copies of the Register of the Birth or Baptism of any Nominee or Nominees is or are required to be produced under the Provisions of this Act.

Persons appointed by Commissioners shall accept Stock transferred by Purchasers of Annuities.

XX. And be it further enacted, That it shall be lawful for any Person or Persons who shall from Time to Time be nominated and appointed by the said Commissioners for the Reduction of the National Debt under this Act, or who shall have been appointed by them under any Act heretofore in force, to accept any Transfer of Stock made to the said Commissioners under the Provisions of this Act, and such Person or Persons are hereby authorized and empowered to accept the Transfer of any Bank Annuities or Long Annuities which shall be transferred to the said Commissioners for the Purchase of any Annuities for Life or Years of whatsoever Kind under the Provisions of this Act; and all Annuities fo

Lives or Years of whatsoever Kind which shall be purchased under the Authority of this Act, or which shall have been purchased under any Act or Acts heretofore in force enabling the said Commissioners to grant Life Annuities, or under an Act of the Fifty-ninth Year of His late Majesty's Reign, empowering the said Commissioners to grant Annuities for Lives or Years for promoting the beneficial Purposes of the Fund commonly called the *Waterloo* Subscription, shall be charged and chargeable, and the same are hereby made chargeable upon the Consolidated Fund of the United Kingdom, and shall be paid and payable at the Bank of *England* in manner directed by this Act.

Annuities purchased under this Act and former Acts chargeable on Consolidated Fund.

XXI. And be it further enacted, That for the Purpose of ascertaining from Time to Time the Amount of Annuities for Lives or for Terms of Years, payable under the Authority of this Act or any Acts heretofore in force enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities, the Comptroller General or Assistant Comptroller acting under the said Commissioners shall, within Fourteen Days next preceding the Fifth Day of *July*, the Tenth Day of *October*, the Fifth Day of *January*, and the Fifth Day of *April* in each and every Year, (commencing on and from the Fifth Day of *July* One thousand eight hundred and twenty-nine,) after deducting all expired and unclaimed Annuities for Lives or Years which shall have previously ceased and determined, certify to the Commissioners of His Majesty's Treasury the Amount of Annuities for Lives and of Annuities for Terms of Years, the Half-yearly Payments of which shall from Time to Time be chargeable upon the said Consolidated Fund on each of such Days respectively; and the said Commissioners of the Treasury, or any Three or more of them, shall thereupon order and direct, by Warrant under their Hands, the Sums specified from Time to Time in every such Certificate to be issued and paid out of the said Consolidated Fund from Time to Time to the said Governor and Company of the Bank of *England*, to be by them placed to the Account of the said Commissioners for the Reduction of the National Debt, for the Purpose of paying all such Annuities respectively.

Amount of Annuities from Time to Time payable shall be certified to the Treasury, who shall issue their Warrant to the Bank for Payment thereof out of the Consolidated Fund.

XXII. And be it further enacted, That all Annuities for Lives or Years of whatsoever Kind, which shall be purchased under the Provisions of this Act, shall be payable at the Bank of *England* by Two equal Half-yearly Payments, to be respectively made on the Fifth Day of *January* and on the Fifth Day of *July*, or on the Fifth Day of *April* and the Tenth Day of *October*, in each and every Year, according to the respective Periods, as herein-after mentioned, within which any Bank Annuities or Long Annuities shall be transferred, or any Money shall be paid for the Purchase of any such Annuities for Life or Years of whatsoever Kind respectively; and the first Half-yearly Payment of every such Annuity so purchased shall be made at the Times following, (that is to say,) on the Fifth Day of *January* in respect of all Purchases completed by the Transfer of Bank Annuities or Long Annuities, or Payment of Money, at any Time during the Quarter ending on the Tenth Day of *October* preceding such Fifth Day of *January*; on the Fifth Day of

Time of Half-yearly Payment of all Annuities granted under this Act.

of *April* in respect of all such Purchases completed at any Time during the Quarter ending on the Fifth Day of *January* preceding such Fifth Day of *April;* on the Fifth Day of *July* in respect of all such Purchases completed at any Time during the Quarter ending on the Fifth Day of *April* preceding such Fifth Day of *July;* and on the Tenth Day of *October* in respect of all such Purchases completed at any Time during the Quarter ending on the Fifth Day of *July* preceding such Tenth Day of *October;* and all future Half-yearly Payments of every such Annuity shall be made with reference to the Time of such first Half-yearly Payment: Provided always, that upon the Death of any single Nominee, or of the Survivor of any Two joint Nominees in respect of any Life Annuity, or upon the Death of either of the Two joint Nominees, in case the Annuity shall have depended upon the joint Continuance of the Lives of Two joint Nominees, a Sum equal to One Fourth Part of the Annuity depending upon the Life of such single or surviving Nominee, or such Two joint Nominees, (over and above all Half-yearly Arrears thereof respectively,) shall be payable to the Person or Persons entitled to such Annuity, or his, her, or their Executors, Administrators, or Assigns (as the Case may be), on the Half-yearly Day of Payment next succeeding the Death of such Nominee; provided that such last-mentioned Payment shall be claimed within Two Years after the Death of such single or surviving Nominee, or after the Death of either of such Two joint Nominees, but not otherwise: Provided also, that the Fourth Part of any expired Life Annuity payable under the Provisions of this Act shall not be payable nor be paid upon or in respect of any deferred or reversionary Life Annuity, unless One Half-yearly Payment of such deferred Life Annuity shall have been actually paid or become due at the Time of the Decease of such Nominee.

Quarterly Payment on Death of Nominee of Life Annuities.

Proviso as to deferred Annuities.

XXIII. And be it further enacted, That for the Space of Fourteen Days next after any of the said Quarterly Days for Payment of the said Annuities respectively, no Bargain or Contract shall be made by or on behalf of the said Commissioners for the Reduction of the National Debt for the Grant or Purchase of any Annuity under this Act; any thing herein-before contained to the contrary in anywise notwithstanding.

Bargains for Annuities not to be made within 14 Days after the Quarterly Day of Payment.

XXIV. And for preventing Frauds in the Receipt of Life Annuities, be it further enacted, That before any Half-yearly Payment of any Life Annuity shall be receivable at the Bank of *England*, (except in Cases hereafter specially provided for,) there shall be produced to the proper Officer of the Commissioners for the Reduction of the National Debt, a Certificate that the Nominee upon whose Life such Annuity shall depend was living upon a Day to be specified in such Certificate, which Day shall be One of the Days on which a Half-yearly Payment of such Annuity shall have become due, or some Day subsequent thereto; and such Certificate shall be under the Hand of the Minister, or in his Absence (which shall be expressed in such Certificate) under the Hands of the Churchwardens or Chapelwardens or Overseers of the Parish or Place, (or any Two of them,) within the United Kingdom, wherein such Nominee

Before every Half-yearly Payment of Life Annuities, Certificate of Life of Nominee shall be produced.

Nominee shall be then resident, or under the Hand of some Justice of the Peace or Magistrate of the County, Riding, City, or Town wherein such Parish or Place shall be situate; and in case any Nominee shall at any Time after his or her Nomination become resident in Parts beyond the Seas, in any of the Dominions of His Majesty, then such Certificate as aforesaid shall be under the Hands of the Governor or Person acting as Governor of the Settlement where such Nominee shall be resident; and in case such Nominee shall, after his or her Nomination, become resident in any Kingdom or State in *Europe* in Amity with His Majesty, or in any other Kingdom or State or Place beyond the Seas, then and in every such Case such Certificate as aforesaid shall be under the Hand of the *British* Minister or Consul, or Governor, or Person acting as such, who shall be resident in the City, Town, or Place where such Nominee shall be residing; and if no *British* Minister or Consul, or Governor, or Person acting as such, shall be resident in such City, Town, or Place, then such Certificate as aforesaid shall be under the Hand and Seal of the Chief Magistrate of such City, Town, or Place, or any other Magistrate acting at the Time as such, or for or in the Place of any such Chief Magistrate: Provided always, that in all Cases where an Annuity shall depend on the Lives of Two joint Nominees, and the Life of the longest Liver of them, who shall both be living, it shall be sufficient to produce the Certificate of the Life of either of the Nominees; and that in all Cases where any Annuity shall depend upon the joint Continuance of the Lives of Two joint Nominees, such Certificate shall state that both such Nominees are then living.

Proviso as to Annuities on joint Lives.

XXV. And be it further enacted, That there shall be annexed to every Certificate of the Life of any Nominee, and produced to the proper Officer, an Affidavit or solemn Affirmation made before some Justice of the Peace or Magistrate, or before such Comptroller General or Assistant Comptroller, or other Officer appointed by and acting under the said Commissioners, by the Person or Persons so entitled to such Life Annuity, or by the Person applying to receive such Annuity on behalf of the Person or Persons so entitled, which Affidavit or Affirmation shall state that the Matters and Things contained in such Certificate are true to the best of the Deponent's Belief, and that the Person described or certified therein is the Nominee or One of the Nominees, or both the Nominees, in case the Annuity shall depend upon the joint Continuance of Two joint Nominees, on whose Life or Lives the Annuity whereof such Half-yearly Payment shall be claimed doth depend; and in case such Annuity shall have been granted on the Lives of Two Nominees, and on the Life of the longest Liver of them, then in such Affidavit or Affirmation shall also be specified, to the best of the Knowledge or Belief of the Deponent, whether the other of the Two Nominees whose Life shall not be so certified as aforesaid be living or dead, and if living, the usual Place of the Residence of such Nominee, or that such Deponent is wholly ignorant whether the other of such Two Nominees be living or dead, and if living, the usual Place of Abode of such Nominee, as the Truth shall require.

Affidavit of the Party producing Certificate of the Life of Nominee.

On Production of such Certificates, &c. a Certificate shall be granted for Payment of Annuity.

XXVI. And be it further enacted, That upon the Production to the proper Officer of such Certificate and Affidavit as by this Act are required, or in case any Nominee on whose Life, whether singly or jointly with any other Nominee and the Life of the longest Liver of them, any Annuity shall depend, or where such Annuity shall depend upon the joint Continuance of the Lives of Two joint Nominees, then in case both such Nominees shall appear personally before such Officer, and such Officer shall be satisfied of the Identity of such Nominee or Nominees, it shall be lawful for such Officer, and he is hereby required, to grant to the Person producing such Certificates and Affidavits, or to the Person or Persons entitled to the Annuity depending upon the Life of the Nominee or Nominees so appearing before such Officer, a Certificate; which Certificate, being produced to and lodged with the proper Officer of the said Governor and Company of the Bank of *England*, shall be sufficient to authorize the Receipt, by or on behalf of the Party entitled to such Annuity, of the Half-yearly Payment of such Annuity then due, and also of all such preceding Half-yearly Payments of such Annuity as may have become due and shall then remain unpaid.

Certificates of Death of Nominees to be produced upon Claim for Payment of One Fourth Part of expired Annuities.

XXVII. And be it further enacted, That in all Cases where upon the Death of any single Nominee, or of the Survivor of any Two joint Nominees, or of either of the Two joint Nominees, (in Cases where any expired Annuity shall have depended upon the joint Continuance of the Lives of Two joint Nominees,) any Claim shall be preferred under the Provisions of this Act for the Payment of a Sum equal to One Fourth Part of the Annuity depending upon the Life or Lives, and expired by the Death of such Nominee, then and in either of such Cases the Person or Persons preferring such Claim shall produce to the proper Officer a Certificate, specifying the Day of the Death or Burial of such Nominee, together with an Affidavit in Proof of the Identity, and stating the Day of the Death of such Nominee, to be respectively granted and taken by and before such and the like Persons as are by this Act authorized and empowered to grant Certificates and to administer Affidavits in Proof of the Life of any Nominee; and upon the Production of such Certificate and Affidavit at any Time within Thirty Days next preceding the Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July*, or Tenth Day of *October* respectively in any Year, it shall and may be lawful for such Officer, and he is hereby authorized and required, at the next succeeding Period of making the Half-yearly Payment of any Life Annuity granted under the Provisions of this Act, or of any Act or Acts heretofore in force enabling the said Commissioners to grant Life Annuities, (whether such expired Annuities shall or shall not have been payable at such Half-yearly Period,) to grant to the Person producing such Certificate of Death or Burial, and such Affidavit of Identity as aforesaid, a Certificate of such Production; and upon such last-mentioned Certificate being lodged with the proper Officer of the Governor and Company of the Bank of *England*, all Half-yearly Arrears which shall be and remain due upon any and every such expired Annuity, and also the Fourth Part of every such expired Annuity (in case such Fourth Part shall be claimed within Two Years after the Death of the Nominee, according

to the Provisions of this Act,) shall be made and paid to the Person or Persons entitled thereto.

Certificate of Burials of Quakers, &c.

XXVIII. And be it enacted, That it shall be lawful for the proper Officer of the said Commissioners for the Reduction of the National Debt, and he is hereby authorized, empowered, and required, to receive any Extracts or Copies from the Registers of the Society of Friends commonly called *Quakers*, or from the Registers of any Dissenting or Roman Catholic Chapel, or other Chapel not being Parochial, as Evidence of the Death or Burial of any Nominee or Nominees; provided that such Extracts or Copies shall be duly certified under the Hand of the Registrar or Person keeping such Registers; and that such Copy, so certified, shall be accompanied by an Affidavit as to the Identity of such Nominee or Nominees, to be made and taken by and before such and the like Person and Persons as is required by this Act on the Death of any Nominee.

Certificates as to Life of Nominee shall be applicable to all Annuities held for his Life.

XXIX. And be it further enacted, That whenever it shall happen that Two or more Annuities shall have been purchased upon the Life of the same Nominee or Nominees, and a Certificate in conformity with the Directions of this Act, in Proof of such Nominee or Nominees being living, shall have been produced to the proper Officer by or on the Behalf of the Person or Persons entitled to any one of such Annuities, it shall and may be lawful for the proper Officer, upon the Production of such Affidavit or Affidavits or Affirmation or Affirmations, as to the Identity of such Nominee as are required by this Act, to grant a Certificate or Certificates for the Purpose of enabling any Person or Persons entitled to any other Annuity or Annuities payable in respect of the Life of such Nominee or Nominees to receive such Annuity or Annuities, without requiring the Production of any further Certificate; and in case of the personal Appearance of any Nominee or Nominees as herein-before mentioned, the Certificate authorizing the Receipt of any Annuity shall and may be granted by the said Officer, without requiring any further Proof of such Nominee being living.

Personal Appearance of Nominees.

Further Annuities may be granted to Persons having purchased any former Annuity.

XXX. And for the Purpose of enabling further Purchases of any Annuities to be made by any Person to whom any Annuity shall have been or shall be granted under the Provisions of any Act heretofore in force enabling the said Commissioners to grant Life Annuities, or under the Provisions of this Act; be it enacted, That it shall be lawful for the Commissioners for the Reduction of the National Debt, and they are hereby authorized and empowered, to accept the Transfer of any Three Pounds *per Centum* Bank Annuities to their Account in the Books of the said Governor and Company of the Bank of *England*, the Amount of which shall not be less than Twenty Pounds, or to accept and receive any Bank Annuities carrying a higher Rate of Interest than Three Pounds *per Centum per Annum*, or any Long Annuities, or any Sum of Money equivalent thereto, in lieu of such Three Pounds *per Centum* Bank Annuities, to be computed and ascertained according to the average Price of Three Pounds *per Centum* Consolidated or Reduced Bank Annuities as herein-before directed,

directed, as the Consideration for any further Life Annuity or for any further Annuity for Term of Years authorized by this Act, to be valued and ascertained according to the average Price of Three Pounds *per Centum* Annuities, and the Age of the Party nominated at the Time of purchasing such further Life Annuity, in pursuance of the Provisions of this Act.

Annuity purchased under any Act heretofore in force to be considered as One entire Annuity with any Annuity granted under this Act.

XXXI. And be it further enacted, That whenever any Person or Persons shall purchase any Life Annuity under the Provisions of this Act, who shall stand possessed in the Books of the said Bank of any Annuity depending on the Life of the said Nominee, under any Act or Acts heretofore in force enabling the said Commissioners to grant Life Annuities, the Life Annuity or Annuities so purchased under this Act shall be added to such former Life Annuity, and such several Life Annuities shall be deemed and taken to be, to all Intents and Purposes, as One entire Annuity depending upon the Life of such Nominee, as though such several Annuities had been purchased under the Provisions of this Act; and all Letters of Attorney from Time to Time in force, which shall have been granted for the Purpose of receiving such Life Annuities so purchased under any of the said Acts, shall be valid and effectual for the Purposes of this Act; any thing in any Act or Acts, or this Act, to the contrary thereof in anywise notwithstanding.

Immediate, deferred, or reversionary Life Annuities to be transferrable entire, without Change of Nominee.

XXXII. And be it further enacted, That the Right, Title, Interest, and Benefit in and to any Life Annuity of whatsoever Kind, whether such Life Annuity shall be immediate, deferred, or reversionary, or whether actually in the Course of Payment at the Time of such Transfer or not, which may be purchased under the Provisions of this Act, shall from Time to Time be transferrable in the Books of the Governor and Company of the Bank of *England*; provided that such Annuity be transferred entire, and not in Parts or Shares, and that the original Nominee or Nominees of any Annuity shall never be varied or changed, notwithstanding any Transfer of the Right or Interest therein.

Annuities for Years shall be transferrable.

XXXIII. And be it further enacted, That the Right, Title, Interest, and Benefit in and to any Annuities for any Term of Years, which may be purchased under the Provisions of this Act, shall from Time to Time be transferrable, in Whole or in Part or Parts, in the Books of the said Governor and Company of the Bank of *England*, during the Continuance of the Terms for which such Annuities shall be granted.

Forms used by Bank of England under former Acts may be used under this Act.

XXXIV. And be it further enacted, That the Form and Words in use in the Books of the said Governor and Company of the Bank of *England*, under any Act or Acts heretofore in force for enabling the Transfer and Assignment of any Life Annuities granted by the said Commissioners for the Reduction of the National Debt, under the Provisions of any such Act or Acts, shall continue and be in force, and shall be used for the Transfer and Assignment of any Life Annuities which shall be granted under this Act; any thing in

any Act or Acts, or in this Act, to the contrary thereof in anywise notwithstanding.

As to the Liability of Annuities to Taxes.

Annuities shall be Personal Estate.

XXXV. And be it further enacted, That Life Annuities and Annuities for Terms of Years, purchased under the Provisions of this Act, shall not be subject or liable to any Taxes, Charges, or Impositions whatever, other than and except such as Dividends of Bank Annuities or Long Annuities are or may be subject and liable to; and that all such Annuities shall be deemed Personal Estate; and in all Cases where the same shall not depend upon the Life of the Person entitled thereto, shall go to the Executors or Administrators of such Person, as Personal Estate, and shall not be descendible to Heirs.

If annual Payments are not kept up, Annuity shall be forfeited.

XXXVI. Provided always, and be it enacted, That whenever it shall happen that any Person or Persons, having made any One or more yearly Payment or Payments for or in respect of the Purchase of any deferred or reversionary Annuity under this Act, or their respective Executors, Administrators, Successors, or Assigns, shall make Default in paying or continuing to make the Residue of such annual Payments, until the whole Consideration for any such Annuity shall be fully paid according to the Agreement for the same, then and in every such Case the Amount of all annual Payments which shall have been made previous to such Default shall be forfeited for the Benefit of the Public, and all Right and Title to any Annuity in respect thereof shall be extinguished.

Transfers of Right to deferred Annuities purchased by annual Payments, to be registered.

XXXVII. And be it enacted, That every Transfer of any Right, Title, Interest, or Benefit of, in, or to any deferred or reversionary Annuity, the Consideration of which shall be agreed and contracted for by annual Payments in Money under this Act, shall be entered and registered in such Books as the Commissioners for the Reduction of the National Debt shall order and direct, which Entry shall be conceived in proper Words for that Purpose, and shall be signed by the Parties making such Assignment or Transfer, or by their Attorney or Attornies thereto lawfully authorized, in Writing under Hand and Seal, attested by Two or more credible Witnesses; and that the several Persons to whom such Transfers shall be made shall (if the Commissioners for the Reduction of the National Debt or the Officer acting in their Behalf shall require them so to do) respectively underwrite his, her, or their Acceptance thereof in such Books, and that no other Method of assigning and transferring the Title to such Annuities shall be good or available in Law: Provided always, that such Annuities shall be transferred entire, and not in Parts or Shares; and that the original Nominee or Nominees (in case of Life Annuities) shall never be varied or changed, notwithstanding any Transfer of any such Right, Title, or Interest as aforesaid: Provided also, that all Persons possessed of any Right, Title, or Interest of or in such Annuities may devise the same by Will as Personal Estate, but that no Payment shall be received from any Devisee until so much of such Will as relates to such Estate or Interest in such Annuities be entered in such Books.

Annuities to be transferred entire, and without Change of Nominees.

Registers, Transfers, Receipts, &c. exempt from Stamp Duty.

XXXVIII. And be it further enacted, That no Stamp Duty whatever shall be paid or payable upon or in respect of any Copy of any Register of the Birth or Baptism or Burial of any Nominee or other Person; or upon or in respect of any Certificate, Affidavit, or Affirmation to be made or taken in pursuance of this Act; or any Transfer of Bank Annuities or Long Annuities, which shall be made to the said Commissioners for the Reduction of the National Debt under this Act; or any Certificate or other Instrument respecting the Payment of Money for the Purchase of any Annuity under this Act; or any Transfer or Acceptance of any such Annuity in the Books of the Governor and Company of the Bank of *England*; or any Receipt for the Payment of any such Annuity, or any Part thereof, at the Bank of *England*; but that the same shall be respectively free from all Stamp Duties whatsoever; any thing in any Act or Acts to the contrary notwithstanding.

Bank shall make up yearly Account of unclaimed Annuities.

XXXIX. And be it further enacted, That the Governor and Company of the Bank of *England* shall and they are hereby required to cause to be made up to the Fifth Day of *January* in each and every Year, an Account of all Life Annuities granted by the said Commissioners, in pursuance of any Act heretofore in force, and of all Annuities for Lives or Years, of whatsoever Kind, granted in pursuance of this Act, which shall have remained unclaimed for the Space of Three Years then next preceding; and all such Annuities so remaining unclaimed, together with the unclaimed Half-yearly Arrears thereof, and also all Annuities for Lives or Years, of whatsoever Kind, which shall have expired, and all Half-yearly Arrears thereof, shall cease to be charged upon and shall not be issued or issuable out of the said Consolidated Fund, from and after the Day upon which any such Annuities for Lives or Years shall have remained so unclaimed or shall have expired: Provided always, that nothing in this Act contained shall extend or be construed to extend to defeat or prejudice the Rights of any Person entitled to any such Annuity for Lives or Years to claim the Half-yearly Arrears and future Payments thereof: Provided also, that in respect of any Life Annuities such Claim shall be supported by the Production of the proper Certificates and Affidavits or Affirmations in Proof of the Life of the Nominee or Nominees upon whose Life or Lives such Life Annuity depended, or upon the personal Appearance of such Nominee or Nominees, as required by this Act; and in every such Case it shall and may be lawful for the said Commissioners to reinstate the said Annuities for Lives or Years so claimed, and to charge the same from Time to Time upon the said Consolidated Fund, and also all Arrears thereof; and the said Governor and Company are hereby required, out of any Sums whatever which shall have been paid to them, and carried in their Books to the Account of the Commissioners for the Reduction of the National Debt, to pay the said Annuities, and all Arrears thereof accordingly.

Unclaimed and expired Annuities to cease as a Charge upon Consolidated Fund;

but not to prejudice the Claim of Parties.

Penalty on false Certificate of Age of Nominee;

XL. And be it further enacted, That if any Certificate or Affidavit or Affirmation shall be produced to the Officer of the Commissioners for the Reduction of the National Debt, which shall contain any untrue Statement of the Age of any Person proposed or

appointed to be a Nominee, with Intent to obtain an Annuity on the Continuance of the Life of any Person under the Age of Fifteen Years, or to obtain any higher Rate or Amount of Annuity during the Life of any Nominee or Nominees than would or might be allowed under the Provisions of this Act, according to the true Age of such Nominee or Nominees, then and in every such Case all Bank Annuities or Long Annuities which may have been transferred, and all Money which may have been paid for or on account of the Purchase of such Annuity, shall be forfeited to the said Commissioners, and all Right and Title to any Annuity which would or might otherwise have been payable in respect thereof shall cease and determine; and the Person or Persons by whom or on whose Behalf such Bank Annuities or Long Annuities shall have been transferred, or such Money shall have been paid, shall forfeit to His Majesty, His Heirs and Successors, Treble the Amount of any and every Sum which may have been received by or on behalf of such Person, on account or in respect of any such Annuity, and also the further Sum of Five hundred Pounds.

Forfeiture of the Consideration Money and Annuity;

Treble the Payment received, and 500*l.*

XLI. And be it further enacted, That if any Person or Persons shall forge, counterfeit, or alter, or shall cause or procure to be forged, counterfeited, or altered, or shall knowingly or wilfully act or assist in the forging, counterfeiting, or altering, any Register or Registers of the Birth or Baptism or Death or Burial of any Person or Persons to be appointed a Nominee or Nominees under the Provisions of this Act, or any Copy or Certificate of any such Register, or the Name or Names of any Witness or Witnesses to any such Certificate, or any Affidavit or Affirmation required to be taken for any of the Purposes of this Act, or any Certificate of any Justice of the Peace or Magistrate, or of any Officer acting under the said Commissioners for the Reduction of the National Debt, of any such Affidavit or Affirmation having been taken before him, or any Certificate of any Governor or Person acting as such, or Minister or Consul, or Chief Magistrate of any Province, Town, or Place, or other Person authorized by this Act to grant any Certificate of the Life or Death of any Nominee; or shall forge, counterfeit, or alter, or shall cause or procure to be forged, counterfeited, or altered, or shall knowingly or wilfully act or assist in the forging, counterfeiting, or altering, any Certificate or Certificates of any Officer of the Commissioners for the Reduction of the National Debt, or of any Cashier or Clerk of the Bank of *England*, or the Name or Names of any Person or Persons in or to any Transfer of any Bank Annuities or Long Annuities, or in or to any Certificate or other Instrument for the Payment of Money for the Purchase of any Annuity under the Provisions of this Act, or in or to any Transfer or Acceptance of any such Annuity in the Books of the Governor and Company of the Bank of *England*, or in or to any Receipt or Discharge for any such Annuity, or in or to any Receipt or Discharge for any Payment or Payments due or to become due thereon, or in or to any Letter of Attorney or other Authority or Instrument to authorize or purporting to authorize the Transfer or Acceptance of any Bank Annuities or Long Annuities, or any Life Annuity, or any Annuity for Years of whatsoever Kind, under the Provisions of this Act; or authorizing or purporting to authorize the Receipt

Penalty on forging Register, Certificate, Transfers, &c. Felony, punishable by Death.

Receipt of any Life Annuity, or any Annuity for Years of whatsoever Kind, granted under this Act, or any Payment or Payments due or to become due thereon; or if any Person or Persons shall wilfully, falsely, and deceitfully personate any true and real Nominee or Nominees, or shall wilfully utter or deliver or produce, to any Person or Persons acting under the Authority of this Act, any such forged Register or Copy of Register, or any such forged Certificate, Affidavit, or Affirmation, knowing the same to be forged, counterfeited, or altered, with Intent to defraud His Majesty, His Heirs and Successors, or with Intent to defraud any Person or Persons whomsoever; then and in every such Case all and every Persons and Person so offending, and being lawfully convicted thereof, shall be adjudged guilty of Felony, and shall suffer Death.

Penalty on receiving Annuity after Death of Nominee, Treble the Amount, and 500*l.*

XLII. And be it further enacted, That if any Person or Persons shall, for his, her, or their own Use, or the Use of any other Person or Persons, receive any One or more Payment or Payments (otherwise than as authorized by this Act), upon or in respect of any Annuity granted under the Provisions of this Act, after the Death of any single or surviving Nominee on the Continuance of whose Life such Annuity was payable, or after the Death of either Nominee, in case the Annuity shall have been granted upon the joint Continuance of the Lives of Two joint Nominees, and after and beyond the Time on which such Annuity ought wholly to cease in consequence of the Death of such Nominee, by virtue of this Act, knowing such Nominee to be dead, and contrary to the true Intent and Meaning of this Act; every Person so offending shall forfeit to His Majesty, His Heirs and Successors, Treble the Amount of all Money so received, and also the further Sum of Five hundred Pounds.

Recovery and Application of Penalties.

XLIII. And be it further enacted, That all pecuniary Penalties and Forfeitures imposed by this Act shall be recoverable, (if incurred in *England*,) in the Name of His Majesty's Attorney General, on the Part of His Majesty, by Information in the Court of Exchequer at *Westminster*; or (if incurred in *Ireland*) in the Name of His Majesty's Attorney General, in the Court of Exchequer at *Dublin*; or (if incurred in *Scotland*) in the Name of His Majesty's Advocate General, in the Court of Exchequer in *Scotland*; and such Penalty and Forfeiture shall go and belong to and shall become Part of the Consolidated Fund: Provided always, that it shall be lawful for the Commissioners for the Reduction of the National Debt to cause such Reward as they shall think fit, not exceeding One Moiety of any such Penalty or Forfeiture so recovered, after deducting all Charges and Expences incurred in recovering the same, to be paid to any Person or Persons who shall appear to them to be entitled thereto, as Informer or Informers, in respect of such Penalty or Forfeiture so recovered.

Reward to Informers.

Perjury.

XLIV. And be it further enacted, That if any Person, in any Affidavit to be taken before any Justice of the Peace or Magistrate, or before any Officer acting under the said Commissioners, under the Provisions of this Act, shall wilfully or corruptly swear or affirm any Matter or Thing which shall be false or untrue, every such Person so offending,

and being thereof duly convicted, shall be and is hereby declared to be subject and liable to such Pains and Penalties as by any Laws now in force any Persons convicted of wilful and corrupt Perjury are subject and liable to.

Certificates, &c. shall be in the Form directed by the Commissioners, &c.

XLV. And be it further enacted, That all Certificates or other Instruments whatever required for carrying this Act into execution shall be in such Form and under such Regulations as the Commissioners for the Reduction of the National Debt, or the Comptroller General or Assistant Comptroller acting under the said Commissioners, shall from Time to Time direct and approve: Provided always, that in all Cases whatever relating to the Purchase or Receipt of any Annuity for Lives or Years, of whatsoever Kind, under the Provisions of this Act, it shall be lawful for the said Commissioners, or for the Comptroller General or Assistant Comptroller acting under the said Commissioners, and they are hereby severally authorized and empowered, where any Evidence shall be produced by any Person for the Purchase or Receipt of any such Annuity, not strictly conformable to the Provisions of this Act, to admit such Evidence for the Purposes of this Act respecting the same as shall or may appear to the said Commissioners, or the said Comptroller General or Assistant Comptroller, to be satisfactory; and also to correct, rectify, and amend any Contract for any such Annuity, or Certificate or other Instrument, in Cases wherein any Mistake or accidental Error shall or may have been made in the Execution of this Act; any thing in this Act to the contrary thereof in anywise notwithstanding.

Evidence not strictly conformable may be admitted in certain Cases;

and Errors in Contracts, &c. amended.

No Fees to be taken.

XLVI. And be it further enacted, That no Fee whatever shall be received or taken by any Officer acting under the Commissioners for the Reduction of the National Debt, for granting any Certificate, or for any Act, Matter, or Thing to be done in pursuance of this Act.

Appointment of Clerks and Officers.

XLVII. And be it further enacted, That it shall be lawful for the Commissioners for the Reduction of the National Debt, and they are hereby authorized and empowered, from Time to Time to appoint such Officers, Clerks, and other Persons as may be necessary for carrying this Act into execution, and as may be approved by the Commissioners of His Majesty's Treasury.

For defraying Expences attending the Execution of this Act.

XLVIII. And be it further enacted, That it shall be lawful for the Lord High Treasurer, or the Commissioners of His Majesty's Treasury, or any Three or more of them, for the Time being, to order and direct to be issued and paid, out of the Fund upon which the Establishment of the Commissioners for the Reduction of the National Debt is chargeable, any Sum or Sums of Money for the Payment of Salaries to Officers and Clerks acting in the Execution of this Act, and for discharging such incidental Expences as shall necessarily attend the Execution thereof, in such Manner as the said Lord High Treasurer, or Commissioners of the Treasury, or any Three or more of them, shall from Time to Time think fit and reasonable; and also to settle and appoint such Allowances as shall be proper for the Pains and Labour of the Cashier or Cashiers, or other Officer or Officers of the Governor and Company of the Bank of *England*, in the Execution of

this Act, which last-mentioned Allowances shall be for the Use and Benefit of the said Governor and Company, and at their Disposal only.

Quorum of Commissioners.

XLIX. And be it further enacted, That it shall be lawful for any Three or more of the Commissioners for the Reduction of the National Debt for the Time being, to execute and do all Matters and Things which the said Commissioners are required or empowered to do for the Execution of this Act.

Account to be annually laid before Parliament of Annuities transferred and of Money paid for Annuities.

L. And be it further enacted, That there shall be prepared, and annually laid before both Houses of Parliament, on or before the Twenty-fifth Day of *March* in every Year, if Parliament shall be then sitting, and if Parliament shall not be then sitting, then within Fourteen Days after the Commencement of the then next Session of Parliament, an Account made up by the Commissioners for the Reduction of the National Debt, to the Fifth Day of *January* preceding, of the Gross Amount of all Bank Annuities and Long Annuities, and any other Annuities for Terms of Years, transferred, and of all Sums of Money paid to the said Commissioners, and the Gross Amount of Annuities for Lives and for Terms of Years which shall have been granted for the same, under the Provisions of this Act, within the Year ending on the Fifth Day of *January* as aforesaid.

Limitation of Actions.

LI. And be it further enacted, That if any Action or Suit shall be brought against any Person or Persons for any thing done in pursuance or by virtue of this Act, such Action or Suit shall be commenced within Three Calendar Months next after the Fact committed, and not afterwards; and the Defendant or Defendants in every such

General Issue.

Action or Suit may plead the General Issue, and give this Act and the special Matters in Evidence at any Trial to be had thereupon; and if the Jury shall find for the Defendant or Defendants in any such Action or Suit, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if, upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defend-

Treble Costs.

ant or Defendants shall have Treble Costs, and have the like Remedy for the same as any Defendant hath in other Cases to recover Costs by Law.

Act may be amended, &c. this Session.

LII. And be it further enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be made in the present Session of Parliament.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXV.

An Act to provide for the better Management of the Affairs of *Greenwich* Hospital.

[22d *May* 1829.]

WHEREAS His late Majesty King *George* the Third did, by Letters Patent bearing Date the Sixth Day of *December* One thousand seven hundred and seventy-five, ordain, appoint, and establish, that certain Persons therein named, and their Successors, should for ever thereafter be One Body Politic and Corporate, in Deed and in Name, by the Name of "The Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*," and did give sundry Powers, Rights, and Authorities to such Corporation: And whereas by an Act passed in the Sixteenth Year of the Reign of His said late Majesty, intituled *An Act for vesting certain Estates, now held in Trust for the Benefit of the Royal Hospital for Seamen at* Greenwich, *in the Commissioners and Governors of the said Hospital incorporated by His Majesty's Letters Patent*, all and every the Barony, Manors, Messuages, Lands, Tenements, Tithes, and Hereditaments, and Lighthouse Duties therein mentioned, together with the Rights, Members, and Appurtenances, and other Property, Rights, Gifts, Duties, and other Benefits in the said Act mentioned or referred to, were settled upon and vested in the said Corporation, their Successors and Assigns, for ever: And whereas the said Corporation hath since acquired and become possessed of other Lands, Tenements, and Hereditaments, Goods, Effects, and Chattels, Rights and Interests: And whereas it hath been deemed expedient that the said Corporation shall

Letters Patent, dated 6 Dec. 1775.

16 G. 3. c. 24.

shall be dissolved and extinguished, and that all the Estates, Rights, and Interests heretofore vested in the said Corporation shall be for ever hereafter vested in the Commissioners herein-after named, and their Successors, with certain Rights, Powers, and Authorities in relation thereto; and it hath also been deemed expedient that the Receipt, Payment, and Management of Naval Prize Money and Pension shall be altogether separated and removed from the said Hospital, and from the Commissioners for administering the Affairs of the said Institution, and shall be transferred to and placed under the Management of the Treasurer of His Majesty's Navy: Be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, the said Act of the Sixteenth Year of the Reign of His late Majesty shall be and the same is hereby declared to be repealed; and that the Corporation of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent* shall be and the same is hereby declared to be for ever dissolved and extinguished; and that immediately thereupon the Estates of the said Corporation shall vest and are hereby vested in the Commissioners herein-after named, and their Successors (to be appointed as herein-after mentioned), as the Commissioners of *Greenwich* Hospital, with the Powers, Authorities, and Duties, and for the Purposes herein-after declared.

Recited Act of 16 G. 3. repealed; Corporation of Commissioners and Governors dissolved; and the Estates, &c. vested in the Commissioners herein-after named.

II. Provided always, and be it enacted, That all and every the Estates and Property whatsoever which shall be by this Act vested in the Commissioners of *Greenwich* Hospital, and all Estates and Property whatsoever which may be hereafter vested in the said Commissioners as Commissioners of *Greenwich* Hospital, shall be for ever held by the Commissioners of *Greenwich* Hospital for the Time being, and their Successors, to and for the Use and Benefit of the said Royal Hospital, in as full and ample a Manner as the Corporation of the Commissioners and Governors of *Greenwich* Hospital held the same; and all Rights, Powers, and Authorities heretofore possessed or exercised, or which might have been legally exercised by the said Corporation of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*, with respect to any of the Revenues or Rights of the said Hospital, and all Rights and Remedies for enforcing the same, shall (except as the same are hereby expressly limited or taken away) be possessed, exercised, and used by the said Commissioners of *Greenwich* Hospital for the Time being, and their Successors, in the Name of "The Commissioners of *Greenwich* Hospital," for the Benefit of the said Institution.

Estates, &c. to be held by the Commissioners for the Benefit of the Hospital.

III. And be it enacted, That the whole of the Affairs of the said Royal Hospital, and the Commissioners of *Greenwich* Hospital hereby appointed, and their Successors, to be appointed as herein-after directed, and all other the Officers and Persons appointed to the said Hospital, and to any Situations connected therewith, and to the Schools of the said Hospital, shall be under the Authority, Controul, and Direction

General Controul over the Hospital, and over all Appointments therein, vested in the Admiralty.

of the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral for the Time being; and the Appointment of all Officers of the said Hospital, Civil and Military, (except of the Governor, Lieutenant Governor, and Commissioners of the said Hospital, who shall be appointed by His Majesty, His Heirs and Successors,) and the Appointment of the Chaplains thereof, and of the Rectors, Vicars, and Perpetual Curates of the Livings and Chapelries belonging or which may belong to the said Hospital, and the establishing of Rules, Orders, and Regulations for the Guidance of the Commissioners of *Greenwich* Hospital, and their Successors, in the Management of the Estates and Property of the said Hospital, and the Admission of Officers, Pensioners, and Nurses into the said Hospital, and the Salaries to be paid to all such Officers and Persons respectively, shall be exercised by and vested in the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral for the Time being, who shall have full Power to remove from the said Hospital, and from any Situation connected therewith, any Officer or other Person as aforesaid (except the Governor, Lieutenant Governor, and such Commissioners, Rectors, Vicars, and Curates as aforesaid,) who shall be guilty of any Misbehaviour in their said respective Situations or Offices.

Commissioners appointed.

IV. And be it enacted, That the Treasurer of His Majesty's Navy now and for the Time being, and the First Commissioner of His Majesty's Woods and Forests now and for the Time being, shall always be Commissioners of *Greenwich* Hospital by virtue of their respective Offices (but shall receive no Salaries as such Commissioners of *Greenwich* Hospital); and that the said Treasurer of the Navy and First Commissioner of Woods and Forests, together with Vice Admiral Sir *William Johnstone Hope*, Knight Grand Cross of the Most Honourable Order of the *Bath*, late One of the Commissioners and Governors and Treasurer of the said Royal Hospital, the Right Honourable *George* Lord *Auckland*, late One of the Commissioners and Governors and Auditor of the said Royal Hospital, and *Edward Hawke Locker* Esquire, late Secretary of the said Royal Hospital, shall be and they are hereby constituted and appointed the Commissioners of *Greenwich* Hospital during His Majesty's Pleasure, and that they and their Successors, to be appointed as herein-after is mentioned, shall be and be called "The Commissioners of *Greenwich* Hospital;" and the said Commissioners and their Successors shall be subject to such Rules and Regulations, and shall receive such Salaries out of the Funds of *Greenwich* Hospital (except as to the Treasurer of the Navy and First Commissioner of Woods and Forests, who shall not as Commissioners of *Greenwich* Hospital receive any Salary,) as shall be from Time to Time established and granted by the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being.

His Majesty may appoint new Commissioners.

V. And be it enacted, That when and so often as His Majesty, His Heirs or Successors, shall at any Time hereafter be graciously pleased, by His or their Letters Patent, to appoint and nominate any Persons to be Commissioners for *Greenwich* Hospital, as the Successors of the Commissioners by this Act appointed by Name, or as the

the Successors of any Commissioners to be hereafter appointed by His Majesty, His Heirs and Successors, the Persons named in such Letters Patent, together with the Treasurer of the Navy for the Time being, and First Commissioner of Woods and Forests for the Time being, shall to all Intents and Purposes be the Commissioners of *Greenwich* Hospital, and shall be immediately invested with all the Rights, Powers, and Authorities by this or any other Act given or to be given to the Commissioners of *Greenwich* Hospital; and all the Estates, Baronies, Lordships, Manors, Advowsons, Messuages, Granges, Farms, Lands, Tithes, Mines, Meadows, Pastures, Feedings, Woods, Underwoods, Tenements, and Hereditaments, and Lighthouse Dues and Duties whatsoever and wheresoever, with their several Rights, Royalties, Members, and Appurtenances, together with all beneficial and other Leases, Funds, Fines, Mulcts, and other Monies accruing to the said Hospital, Legacies, Gifts, Annuities, Mortgages, Bonds, Rights, and Interests, shall immediately vest in the Persons so named and appointed as Commissioners of *Greenwich* Hospital, and their Successors, in as full and ample a Manner as the same are in this Act given to or vested in the Commissioners of *Greenwich* Hospital named in this Act: Provided always, that no Person named and appointed in this Act as a Commissioner of *Greenwich* Hospital, being a Member of the House of Commons at the Time of the passing of this Act, and holding Office in the said Hospital, shall vacate his Seat by reason of such his Appointment, or of his holding the Place or Office of Commissioner of *Greenwich* Hospital: Provided also, that the Commissioners of *Greenwich* Hospital for the Time being shall not be deemed and taken to have or hold any new Offices or Places of Profit within the Meaning of an Act passed in the Sixth Year of the Reign of Her Majesty Queen *Anne*, intituled *An Act for the Security of Her Majesty's Person and Government, and of the Succession to the Crown of* Great Britain *in the Protestant Line.*

6 Ann. c. 7.

Offices of Treasurer and Auditor to cease.

VI. And be it enacted, That the Offices of Treasurer and Auditor of the said Royal Hospital shall, after the passing of this Act, cease and be altogether discontinued, save and except as to the Accounts of the said Treasurer up to the Time of passing this Act, which the said Treasurer is hereby required to deliver and verify, and the Auditor of the said Royal Hospital to examine, audit, and certify, in the same Manner as hath been heretofore accustomed.

Officers to be selected from the Royal Navy.

VII. And be it further enacted, That all Officers who shall be hereafter appointed to any Employment in the said Hospital, except the future Commissioners of the said Hospital, and the Clerk of the Works, shall be selected, as far as may be, from Persons who shall have served in His Majesty's Navy.

Administration of Naval Prize and Pension separated from the Hospital, and trans-

VIII. And be it enacted, That from and after the passing of this Act the Administration of Naval Prize Money and Pension shall be altogether separated and removed from the said Royal Hospital, and from the said Commissioners of *Greenwich* Hospital and their Successors; and the Per-centage heretofore payable out of all Prize Money, Grants or Bounty, Bills, Droits, and out of other Monies of a like

a like Nature, and the forfeited and unclaimed Shares of Prize Money, and the Grants made by Parliament for the Payment of Naval Out-Pensioners, shall be received by and payable to the Treasurer of His Majesty's Navy for the Time being, and the Payment thereof to the Parties entitled to the same shall be made under the Authority and Directions of the said Treasurer of the Navy; and all Powers, Authorities, Rights, and Duties relating to Naval Prize and Out-Pension shall be and the same are hereby separated and removed from the said Royal Hospital and the Commissioners and Officers of the said Royal Hospital, and transferred to and for ever hereafter vested in the said Treasurer of His Majesty's Navy for the Time being; and the Treasurer of His Majesty's Navy shall and may enforce the rendering of Accounts by Prize Agents and other Persons, and Payment of Per-centage and Balances and Shares of Prize Money, in as full and ample a Manner as the Corporation of *Greenwich* Hospital and all or any of the Officers thereof might, up to the Time of passing this Act, have exercised the same; and all Agents and other Persons concerned in the Receipt or Payment of Prize or Pension Money, or in the rendering any Accounts relating to the same, shall be accountable to the Treasurer of the Navy, and shall be subject to all the Pains and Penalties for Neglect or Refusal to perform any of the said Duties as they were respectively subject to for like Neglects or Refusals previously to the passing of this Act.

ferred to the Treasurer of the Navy.

IX. And whereas there are now standing in the Books of the Governor and Company of the Bank of *England* the following Sums belonging to the said Corporation of *Greenwich* Hospital; that is to say, One million twenty-two thousand nine hundred and eighty-eight Pounds Ten Shillings Three *per Centum* Consolidated Bank Annuities, standing in the Name of "The Corporation being the Commissioners and Governors of the Royal Hospital at *Greenwich*;" One million two hundred and seventeen thousand Pounds Three *per Centum* Reduced Bank Annuities, standing in the Name of "The Corporation being the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich, Kent*;" One thousand and ninety-three Pounds Fifteen Shillings and Four-pence New Four *per Centum* Bank Annuities, standing in the Name of "The Corporation being the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*;" and Ninety-eight thousand six hundred and eleven Pounds Twelve Shillings and Nine-pence Three *per Centum* Reduced Bank Annuities, standing in the Name of "The Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich*:" And whereas it is necessary, for the better Execution of the said Acts, that the said several Sums shall be transferred into the Name of "The Commissioners of *Greenwich* Hospital," for the Purposes of the said Institution, and to be subject to the Management and Controul of the said Commissioners of *Greenwich* Hospital, and their Successors, in manner herein-after mentioned; but by reason of the Dissolution of the said Corporation there will be no Means of making such Transfer, or of receiving the Arrears of Dividends due or to grow due upon the said several Sums, without the Authority of Parliament; be it enacted, That the Governor and Company of the Bank of *England* shall and they are hereby required, immediately upon Notice

Stock now standing in the Name of the Corporation to be transferred to the Commissioners.

given to them of the passing of this Act, (by a Print of the said Act being left with the Secretary of the said Governor and Company,) to transfer, or cause the Accountant General, Secretary, or Deputy Secretary of the said Governor and Company to transfer, the said several Sums now standing in the Books of the Governor and Company of the Bank of *England* as aforesaid into the Name of "The Commissioners of *Greenwich* Hospital."

How Stock standing in the Names of Commissioners may be sold out, and Dividends received.

X. And be it enacted, That as soon as the said several Sums shall have been so transferred into the Name of "The Commissioners of *Greenwich* Hospital," the said Commissioners of *Greenwich* Hospital and their Successors, or any Two or more of the said Commissioners for the Time being, of whom the Treasurer of the Navy for the Time being, or First Commissioner of Woods and Forests for the Time being, shall always be one, shall and may from Time to Time, by Power of Attorney under their Hands and Seals, sell or cause to be sold so much of such Stock, or of any other Stock hereafter to be standing in the Books of the Governor and Company of the Bank of *England* in the Name of the Commissioners of *Greenwich* Hospital, as the said Commissioners of *Greenwich* Hospital and their Successors shall from Time to Time deem necessary for the Purposes of the said Institution; and also that the said Commissioners of *Greenwich* Hospital, and their Successors, or any Two or more of the said Commissioners for the Time being, of whom the Treasurer of the Navy for the Time being, or First Commissioner of Woods and Forests for the Time being, shall always be one, shall and may from Time to Time, by Power of Attorney executed in like Manner, receive or cause to be received, for the Use and Purposes of the said Institution, all such Dividends as are now due and in arrear, or shall hereafter grow due upon the said Stock or Funds.

Governor and Company of the Bank indemnified for making Transfers.

XI. And be it enacted, That the said Governor and Company of the Bank of *England*, and their Successors, shall be and they are hereby held harmless and indemnified from and against all Claims and Demands of or by any Person or Persons, Body or Bodies Politic or Corporate, for or by reason or in consequence of the Transfer of the said several Sums herein-before authorized and directed to be transferred, or in any Manner respecting the same, or in consequence of any Sale or Transfer by or on behalf of the said Commissioners of *Greenwich* Hospital, of any Stock which may at any Time be standing in the Name of the Commissioners of *Greenwich* Hospital, or for or by reason or in consequence of the Payment by the said Governor and Company of the Bank of *England* of the Dividends herein-before authorized to be received by the said Commissioners of *Greenwich* Hospital and their Successors; and the said Governor and Company of the Bank of *England* shall not be required to see to the Application of the said Stock or Produce of Stock or Dividends, nor be in any Manner responsible for the Misapplication or Nonapplication thereof.

Powers of Attorney valid until others executed by

XII. And be it enacted, That all or any Power or Powers of Attorney for transferring Stock or receiving Dividends, executed as aforesaid, shall continue to be good, valid, and effectual, (notwithstanding the issuing of any new Commission appointing Commissioners

sioners of *Greenwich* Hospital,) until a new Power of Attorney shall be executed for the like Purpose by the Commissioners under such new Commission, or any Two or more of them, in manner hereinbefore directed. Commissioners under new Commission.

XIII. And be it enacted, That the Governor and Company of Merchants of *Great Britain* trading to the *South Seas* and other Parts of *America*, and for encouraging the Fishery, shall immediately after the passing of this Act transfer or cause to be transferred the Sum of Twenty-nine thousand five hundred Pounds *South Sea* Stock, standing in the Name of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in *Kent*, and their Successors and Assigns; and also the Sum of Four thousand Pounds Old *South Sea* Annuities, standing in the Name of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in *Kent*, and their Successors and Assigns; and the Sum of Four thousand Pounds New *South Sea* Annuities, standing in the Name of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwi ch* (the said several Sums being the Property of the said Corporation of *Greenwich* Hospital,) into the Name of "The Commissioners of *Greenwich* Hospital." Transfer of Stock by South Sea Company into the Name of the Commissioners of Greenwich Hospital.

XIV. And be it enacted, That the Commissioners of *Greenwich* Hospital, or Two or more of them, (the Treasurer of the Navy for the Time being, or the First Commissioner of Woods and Forests, always being one,) shall and may execute any Power or Powers of Attorney for the Sale of *South Sea* Stock or Annuities, or Receipt of Dividends, in like Manner as the said Commissioners are authorized to execute Powers of Attorney with respect to Stock which shall hereafter be standing in the Names of the Commissioners of *Greenwich* Hospital in the Books of the Governor and Company of the Bank of *England*. Commissioners empowered to execute Powers of Attorney for Sale of South Sea Stock, &c.

XV. And be it enacted, That all and every Person and Persons in whose Name or Names any Stock, Annuities, or other Monies shall at the Time of the passing of this Act be standing or being, (in Trust for or for the Use or Benefit of the said Royal Hospital, or the Corporation of the Commissioners and Governors of the said Hospital,) and the Survivors or Survivor of them, or the Executors or Administrators of such Survivor, shall, as soon as conveniently may be, assign and transfer such Stock, Annuities, or other Monies as aforesaid into the Name of the said Commissioners of *Greenwich* Hospital, to be applied by the said Commissioners of *Greenwich* Hospital, or their Successors, under the Provisions of this Act. Stocks standing in the Names of other Persons, in Trust for Greenwich Hospital, to be transferred to the Commissioners.

XVI. And be it enacted, That the said Commissioners of *Greenwich* Hospital shall, as soon as may be after the passing of this Act, open an Account with the Governor and Company of the Bank of *England*, in the Name of the Commissioners of *Greenwich* Hospital, and upon and from which Account all Sums for the Service and Purposes of the said Institution shall be drawn by Cheques, signed by any Two or more of the said Commissioners of *Greenwich* Hospital, or their Successors; and the Governor and Company of the Commissioners to open an Account at the Bank of England.

the Bank of *England* shall only be answerable or accountable to the said Commissioners of *Greenwich* Hospital, and their Successors, (or otherwise howsoever,) for such Sum and Sums of Money as shall be paid into their Hands to the said Account, or on Account of the said Institution, and shall not, after Payment made of any Sums of Money upon any Cheque or Cheques, signed by any Two or more of the said Commissioners of *Greenwich* Hospital, or their Successors, be answerable or accountable for the Misapplication or Nonapplication of any of the Monies so paid as aforesaid.

Commissioners may make Contracts.

XVII. And be it enacted, That the said Commissioners of *Greenwich* Hospital, and their Successors, are hereby authorized and empowered, at such Times and for such Periods and Purposes as they may think fit, to enter into Contracts for the Supply of such Articles and Things, and Performance of such Works, as shall in their Opinion be required for the Service of the said Hospital, or in anywise relating thereto or to the Estates and Property belonging to the said Institution; and it is hereby declared, that all Contracts, Agreements, Mortgages, Bonds, and other Securities, Notices to quit, and other Notices relating to the said Royal Hospital, or the Corporation thereof, made, given, or executed, and undetermined, unsatisfied, or existing at the Time of passing this Act, shall continue to be good and valid until the same are fully satisfied and performed or determined, and the Covenants for Performance thereof shall be available by the said Commissioners of *Greenwich* Hospital, and their Successors, against the Parties entering into or bound by the same, as if this Act had not been made.

Suits and Actions already depending to be continued.

XVIII. And be it enacted, That all and every the Suits, Bills, Plaints, Informations, or Actions relating to Prize or Pension, which are now depending in any of His Majesty's Courts of Record, and all Proceedings in Cases of Bankruptcy and Insolvency, in which the Corporation of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*, or any Officer of the said Corporation or on behalf of the said Corporation, or on behalf of any other Person in his Capacity of Officer of the said Corporation, are or is a Party, shall and may be prosecuted and carried on or defended by the Treasurer of the Navy as to all Matters of Prize and Pension, and by the Commissioners of *Greenwich* Hospital as to all other Matters relating to the said Hospital, in such and the same Manner as if this Act had not been made; and it shall not be necessary that the Name of the Commissioners of *Greenwich* Hospital, or the Name of any other Person, shall be substituted in the lieu or stead of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*, or in the lieu or stead of such Officer as aforesaid, for the Purpose of continuing or proceeding in such Suit, Plaint, or Action, or Cases of Bankruptcy and Insolvency.

Actions, &c. how to be brought in future.

XIX. And be it further enacted, That all Actions or Suits to be brought, commenced, or prosecuted by or on behalf of the said Commissioners of *Greenwich* Hospital, or their Successors, may be brought, commenced, or prosecuted in the Name of the Commis-

sioners of *Greenwich* Hospital; and upon the Trial or Hearing of any such Action or Suit it shall not be necessary to produce any Commission, Authority, Warrant, or Document, appointing, confirming, or constituting the said Commissioners of *Greenwich* Hospital, or their Successors, as Commissioners of *Greenwich* Hospital, but the general acting of the said Commissioners in their said Capacities and Offices at the Time of commencing such Suit, Action, or Proceeding, shall be deemed sufficient Proof of the due Appointment of them respectively to the said respective Offices; and in all Indictments, Informations, Prosecutions, and other Proceedings against any Person or Persons for feloniously stealing or taking away, or unlawfully pawning, selling, or disposing of, or buying, exchanging, receiving, or embezzling, secreting, or not accounting for any Property belonging to *Greenwich* Hospital, or used therein, or belonging to the said Commissioners of *Greenwich* Hospital, or their Successors, as Commissioners of *Greenwich* Hospital, and in any other Proceeding to which the said Form will apply, it shall be sufficient to charge the Property as being the Property of the Commissioners of *Greenwich* Hospital.

Receivers, &c. may be appointed.

XX. And be it enacted, That the said Commissioners of *Greenwich* Hospital, and their Successors, shall and they are hereby authorized and directed, when required so to do by Warrant under the Hands of the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being, from Time to Time and at all Times hereafter, to appoint such Persons as shall be nominated by the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being Stewards, Receivers, or Bailiffs of the said Manors, Lands, Tenements, and Hereditaments, which shall, upon the passing of this Act, or at any Time hereafter, be vested in the Commissioners of *Greenwich* Hospital and their Successors, and to invest the Persons so appointed with full Power to receive and get in the Rents, Issues, and Profits thereof, and to give Receipts, Discharges, and Acquittances for the same, and to hold Courts, and to perform all Acts necessary for the managing of the said Premises; and to pay to such Stewards, Receivers, and Bailiffs such Salaries and Compensation as the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being shall from Time to Time fix and appoint; and until any new Appointment shall be made of any such Officers as aforesaid, the Stewards, Receivers, or Bailiffs, already appointed by the Commissioners and Governors of the said Royal Hospital, shall continue to exercise their said respective Offices.

Landed Estates vested in the Commissioners of Greenwich Hospital and their Successors.

XXI. And be it enacted, That all and every the Baronies, Lordships, Manors, Advowsons, Messuages, Granges, Farms, Lands, Tithes, Mines, Meadows, Pastures, Feedings, Woods, Underwoods, Tenements, and Hereditaments, and Lighthouse Dues and Duties whatsoever and wheresoever, with their several Rights, Royalties, Members, and Appurtenances, together with all beneficial and other Leases, Funds, Fines, Mulcts, and other Monies accruing to the Hospital, Legacies, Gifts, Annuities, Mortgages, Bonds, Rights, and

Interests, which at the passing of this Act belong to, or have been, and now are, under or by virtue of any Letters Patent or Act of Parliament, or otherwise howsoever, vested in or held by or in Trust for the Corporation of the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*, shall respectively henceforth remain and be, and are hereby declared to remain and be, from and after the passing of this Act, and from henceforth for ever, settled upon and vested in the Commissioners of *Greenwich* Hospital by this Act appointed, and their Successors, in as full and ample a Manner as the same were held by the Corporation of the Commissioners and Governors of *Greenwich* Hospital; and that all and every other Manors, Advowsons, Messuages, Lands, Tenements, Tithes, Mines, Woods, Hereditaments, and Property whatsoever, which shall hereafter be purchased or received in exchange by the said Commissioners of *Greenwich* Hospital, and their Successors, or by any Person or Persons for them and on their Behalf, or which shall or may hereafter be, by any Act or Means whatsoever, given, granted, conveyed, transferred, assigned, or demised, or otherwise assured or intended so to be, to or in Trust for, or for the Use or Benefit of, or shall otherwise come to or be by any Means acquired by the said Royal Hospital or the Commissioners thereof, or to or by any other Person or Persons on Behalf of or in Trust for the said Royal Hospital, shall, from the respective Dates thereof, or other the Times respectively appointed or expressed or intended for the taking Effect thereof, respectively be, and are hereby declared to be, from thenceforth for ever respectively, settled upon and vested in and to belong to the said Commissioners of *Greenwich* Hospital and their Successors, to the Use of the said Commissioners of the said Hospital and their Successors for ever, freed and absolutely discharged of and from all Right, Title, Estate, Interest, Claim, and Demand whatsoever, which any Person or Persons whatsoever hath or have, or may or can have, in or to the said Baronies, Lordships, Manors, Advowsons, Messuages, Granges, Farms, Lands, Tithes, Mines, Meadows, Pastures, Feedings, Woods, Underwoods, Lighthouse Duties, Tenements, and Hereditaments, or in or to any Part or Parcel thereof respectively, upon any Account or Pretence whatsoever or howsoever, (save and except the Payment of One clear annual Sum of One thousand Pounds, now being charged and chargeable upon certain Portions of the said Estates, formerly Part of the Estates of *Charles Radcliffe* Earl of *Derwentwater*, and payable unto and to the Use of the Widow of *Anthony James* Earl of *Newburgh*, for and during the Term of her natural Life.)

Reserving 1,000*l.* per Annum to Lady Newburgh.

Estates to be held as of the Manor of East Greenwich.

XXII. And be it further enacted, That the said Commissioners of *Greenwich* Hospital, and their Successors, shall hold and enjoy all and singular the said Baronies, Manors, Messuages, Lands, Tenements, Tithes, and Hereditaments, and the same shall for ever hereafter be and be deemed to be held of the King's Majesty, His Heirs and Successors, as of His Majesty's Manor of *East Greenwich* in the County of *Kent*, by Free and Common Socage Tenure; but nevertheless the said Baronies, Manors, Messuages, Lands, Tenements, Tithes, and Hereditaments shall be and shall be deemed

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to be subject to such Quit Rents, Crown Rents, and Duchy Rents issuing thereout respectively as the same are now respectively liable to.

Tenants subject to ancient Fines and Services.

XXIII. And be it further enacted, That upon the Death of every successive King or Queen of this Realm, and at all other usual and customary Times, Seasons, Occasions, and Events respectively, all such Acts and Services shall be done and performed, and all such Fines and Sums of Money shall be paid, by the respective Tenants of the said Estates to the said Commissioners of *Greenwich* Hospital, and their Successors, as by the ancient Tenures thereof respectively, or by any Contract, Law, Usage, or Custom, or otherwise howsoever, have been heretofore done, performed, and paid, or ought to be done, performed, and paid, by the said Tenants respectively for the Time being in respect of the same respectively; and for Default of Performance of such Acts and Services which heretofore have been or ought to be done and performed, or for Default of Payment of any such Fines and Sums of Money which heretofore have been or ought to be paid as respectively aforesaid, such Forfeitures and Penalties shall accrue and become due as would have happened or accrued in case the said Manors, Lands, Tenements, and Hereditaments were actually vested in His Majesty, His Heirs and Successors, and that He and They were considered as private Persons and not in their politic Capacity; and it shall be lawful for the said Commissioners of *Greenwich* Hospital, and their Successors, and their Appointees and Assigns, to use and take all legal Ways and Means for recovering and taking advantage of the said Forfeitures and Penalties: Provided always, that all and every existing Lease and Leases and Demise and Demises of all and every the Manors, Messuages, Lands, Tithes, Tenements, Mines, and Hereditaments of or belonging to the said Royal Hospital, or heretofore belonging to the said Corporation, shall and may be and are hereby deemed to be valid and effectual, and the Covenants therein contained available by the Commissioners of *Greenwich* Hospital, and their Successors, against the respective Lessees thereof, their respective Executors, Administrators, and Assigns, to all Intents and Purposes, in such and the same Manner as if the Commissioners of *Greenwich* Hospital had been the actual Lessors named in the said respective Leases.

Existing Leases to be valid.

Commissioners may grant Leases.

XXIV. And be it further enacted, That it shall be lawful for the said Commissioners of *Greenwich* Hospital, and their Successors, from Time to Time and at all Times hereafter, in such Manner as they shall deem expedient, and with the Approval and Consent of the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being, to grant, demise, and lease all and every or any of the Mines of Lead, Iron, Stone, and Coal, and other Minerals and Quarries, as well such as are already opened, as all such which shall or may hereafter be opened, found, or discovered, within, under, or upon any of the Lands or Estates so as aforesaid vested or to be vested in or belonging to the said Commissioners of *Greenwich* Hospital and their Successors, and also any Part or Parts of the same Lands and Hereditaments which may be thought expedient or proper to be let therewith for the better or more effectually working the

the same, unto any Person or Persons, for any Term or Number of Years not exceeding Twenty-one Years, to take effect in Possession, and not in Reversion or by way of future Interest, together with full and free Liberty, Licence, Power, and Authority to win and work the same Mines, and to search for and dispose of the said Metals, Coals, and other Minerals, and to do every other reasonable Act and Thing requisite and necessary for such Purposes or in relation thereto, as to the said Commissioners of *Greenwich* Hospital, or their Successors, shall seem proper to be granted in any such Lease; and also from Time to Time to grant Leases of all or any of the said Manors, Messuages, Lands, Tenements, and Hereditaments, unto any Person or Persons, for any Term or Number of Years not exceeding Twenty-one Years for any such Lease, unless the same be a building or repairing Lease, and not exceeding Eighty Years for any such building or repairing Lease, and respectively to take effect in Possession only, and not in Reversion or by way of future Interest; and so as in all such Leases there be respectively reserved and made payable, during the Continuance thereof, the best and most improved yearly Rent or Rents, Duties and Reservations respectively, which can be reasonably obtained for the same, without taking any Fine, Premium, or Foregift for the making thereof; and so as in every such Demise and Lease there be contained a Condition of Re-entry for Nonpayment of the Rent and Rents, Duties and Reservations thereby respectively to be reserved; and so as the respective Lessees duly execute Counterparts of their said Demises and Leases respectively, and enter into all usual and proper Covenants; and so that no Clause shall be contained in any of the said Demises, other than in the Demises or Leases of the said Mines or Minerals, whereby to give Power or Authority to any Lessee to commit Waste, or to exempt him, her, or them from Punishment for committing the same.

Commissioners may purchase Lands.

XXV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners of *Greenwich* Hospital, and their Successors, and they are hereby empowered, for any Purpose relating to the said Hospital which shall be approved by the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being, to treat, contract, and agree for the absolute Purchase of any Messuages, Lands, Tenements, or Hereditaments, and the Freehold and Inheritance thereof, or any Estate or Interest therein, with any Body or Bodies Politic, Corporate, or Collegiate, or any Tenant or Tenants for Life, or in Fee Tail General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, or with any Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, or other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons whomsoever, who shall be willing to sell the same; and upon Payment of the Purchase Money for the same respectively to the Parties or Persons respectively entitled thereto, or upon Payment thereof into the Bank of *England* in manner by this Act directed, (as the Case may be,) the Messuages, Lands, Tenements, and Here-

ditaments so to be purchased as aforesaid shall vest absolutely in the said Commissioners of *Greenwich* Hospital, and their Successors, in Trust, for the Benefit of *Greenwich* Hospital; and from thenceforth all other Parties and Persons whomsoever shall be divested of all Right and Title, Claim or Reservation whatsoever, to such Messuages, Lands, Tenements, and Hereditaments, and any Term, Right, and Interest therein, so purchased, without incurring or being subject or liable to any of the Penalties or Forfeitures of the Statutes of Mortmain, or any other Law or Statute whatsoever; and in case of a Re-sale of the said Messuages, Lands, Tenements, or Hereditaments, or any of them, under the Provision herein-after for that Purpose contained, to purchase and hold other Lands, Tenements, or Hereditaments in like Manner.

Incapacitated Persons may convey Property to the Commissioners.

XXVI. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life, or in Fee Tail General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and all other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, or Femes Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and also to and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, and to and for all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any Messuages, Lands, Tenements, or Hereditaments, or any Part thereof, which shall be thought fit or expedient to be purchased by the said Commissioners of *Greenwich* Hospital and their Successors, to treat, contract, and agree (where any Agreement shall be necessary) with the said Commissioners, for the absolute Sale of the same Hereditaments to them, and also to convey, by Indenture of Bargain and Sale, or other effectual Conveyance, the Hereditaments to be so contracted or agreed to be purchased, and the Inheritance thereof in Fee Simple, unto and to the Use of the said Commissioners of *Greenwch* Hospital and their Successors; and which said Bargain and Sale shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, and without Inrolment, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person or Persons or Bodies conveying, but also to convey all Right, Estate, Interest, Use, Property, Possibility, Claim, and Demand whatsoever of their said several Cestuique Trusts, and of all Person or Persons whomsoever claiming or to claim by, from, or under him, her, or them, or under any other Persons whomsoever, or claiming or to claim in Remainder or Reversion expectant on any particular Estate, or by way of executory Devise or springing Use, or otherwise howsoever; and the same shall be deemed and considered to bar the Dower and Dowers of any Feme Covert, and all Estates Tail, and

other Estates, Possessions, Reversion, Remainder, or Expectancy, and the Issue and Issues of any Person or Persons claiming under them, as effectually as Fines or common Recoveries, or any other Conveyance or Assurance would do, if levied or suffered or executed by the proper Parties in due Form of Law; any Law, Statute, or Usage, or any other Matter or Thing whatsoever, to the contrary thereof in anywise notwithstanding; and all Bodies Corporate or Collegiate, Corporations Aggregate or Sole, and all Tenants for Life, in Fee Tail General or Special, or for any Term or Terms of Years absolute or determinable on any Life or Lives, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all and every other Person and Persons, is and are and shall be indemnified for what he, she, or they shall do by virtue and in pursuance of this Act.

Application of Purchase Money if exceeding 200*l.*

XXVII. And be it further enacted, That in all Cases in which there shall be any Money to be paid for any Messuages, Lands, Tenements, or Hereditaments contracted for or purchased, which shall belong to any Body Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Tail or for Years, Trustee, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity as aforesaid, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the Commissioners of *Greenwich* Hospital; to the Intent that such Money may be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase of other Lands, Tenements, and Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Messuages, Lands, Tenements, and Hereditaments which have been or shall be purchased for the Purposes aforesaid stood and were settled and limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application made thereto as aforesaid, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase and Settlement thereof were then actually made.

XXVIII. Pro-

XXVIII. Provided always, and be it further enacted, That if any Money so to be paid for any Lands, Tenements, or Hereditaments to be purchased for the Purposes aforesaid, and belonging to any Body Corporate, Collegiate, or Ecclesiastical, Tenant for Life or in Tail or for Years, Trustees, Feme Covert, Infant, Lunatic, or any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in Cases of Infancy, Idiotcy, or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees, to be named by the Person or Persons making such Option, and approved by the said Commissioners of *Greenwich* Hospital and their Successors, such Nomination and Approbation to be signified by Writing under the Hands of the nominating and approving Parties, in order that such Principal Money, and the Dividends to arise therefrom, or the Interest thereof, may be applied in manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

Application of Purchase Money when not exceeding 200*l.*

XXIX. Provided always, and be it further enacted, That when such Money so contracted and agreed to be paid as last before mentioned shall not exceed the Sum of Twenty Pounds, then and in all such Cases the same shall belong absolutely and be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased or agreed for, or hereafter to be purchased for the Purposes aforesaid, or in case of Idiotcy, Infancy, or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application of Purchase Money if not amounting to 20*l.*

XXX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of any Messuages, Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Messuages, Lands, Tenements, or Hereditaments so purchased or to be purchased as aforesaid, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or

In case of disputed Title, the Person in Possession to be deemed entitled.

or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Costs of Purchases may be allowed.

XXXI. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Messuages, Lands, Tenements, or Hereditaments purchased or to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases so agreed for or purchased, or hereafter from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Commissioners of *Greenwich* Hospital and their Successors, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct: Provided always, that no such Order shall be made, if it can be shewn by the said Commissioners of *Greenwich* Hospital, or it would appear upon the Face of the Agreement for any Purchase aforesaid, that the Consideration Money for the same was intended to cover and include all contingent and other Expences relating to the said Purchase.

Upon Payment of the Purchase Money, Lands vested in the Commissioners.

XXXII. And be it further enacted, That upon the Payment of the Money contracted or to be contracted or agreed to be paid for the Purchase of any Messuages, Lands, Tenements, or Hereditaments, or any Estate, Right, or Interest as aforesaid, to the Party or Parties or Person or Persons respectively entitled to receive such Monies, or their Agents, or upon Payment thereof into the Bank of *England* for the Purpose of being disposed of in manner herein-before directed, as the Case may be, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, in Law or in Equity, of the Party or Parties and Person and Persons respectively to whom or for whose Use or Benefit the same shall be paid into or out of such Lands, Tenements, or Hereditaments, shall vest in the said Commissioners of *Greenwich* Hospital, and their Successors, for ever.

This Act to extend to Purchases already contracted for.

XXXIII. And be it further enacted, That the Powers, Provisoes, and Authorities by this Act given with respect to the Purchase of Lands hereafter to be contracted for by the said Commissioners of *Greenwich* Hospital and their Successors, shall be applicable to all Purchases already agreed to be made by the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*.

XXXIV. And

Commissioners empowered to sell and convey Lands.

XXXIV. And be it further enacted, That it shall and may be lawful for the said Commissioners of *Greenwich* Hospital and their Successors, with the Approval and Consent of the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral for the Time being, to make sale, alien, and dispose of (or to convey in exchange for or in lieu of other Manors, Messuages, Lands, or Hereditaments to be situate in any Part of the United Kingdom of *Great Britain*,) all or any of the Manors, Messuages, Lands, or other Hereditaments hereby vested in them, or which shall hereafter belong to or be from Time to Time vested in the said Commissioners, with the Appurtenances, and the Inheritance thereof, in Fee Simple or otherwise, to any Person or Persons whomsoever, or any Body Politic or Corporate, either together or in Parcels, and for such Price or Prices in Money (or for such Equivalent or Recompence in Manors, Messuages, Lands, or Hereditaments,) as to the said Commissioners of *Greenwich* Hospital and their Successors shall seem reasonable, and to make and execute all Acts, Deeds, Matters, and Things requisite or necessary for completing any Sale or Exchange to and with any Person or Persons, or Body Politic and Corporate, purchasing or agreeing to purchase any Manors, Messuages, Lands, Tenements, or Hereditaments of and from the said Hospital, and the Heirs, Successors, Appointees, or Assigns of such Person or Persons, Body Politic or Corporate; and also, upon any Exchange as aforesaid, to take any Sum or Sums of Money by way of Equality of Exchange, and likewise to give full, complete, and sufficient Receipts, Releases, and Discharges to all Persons so purchasing of and from or exchanging with them.

Patronage of Livings vested in the Admiralty.

XXXV. And whereas by an Act passed in the Fifty-first Year of the Reign of His late Majesty, intituled *An Act for erecting Five distinct Rectories and Parishes within the Rectory and Parish of* Simonburn *in the County of* Northumberland, *and for separating the same from the Rectory and Parish Church of* Simonburn, *and for providing Parish Churches, Churchyards, and Parsonage Houses for the same, and for restraining the Commissioners and Governors of the Royal Hospital for Seamen at* Greenwich *in the County of* Kent, *from presenting to the Rectory of* Simonburn, *or the said new Rectories, any other Persons than Chaplains in the Royal Navy*, the Rights of Patronage and Presentation of, in, and to the several Rectories of *Simonburn*, *Wark*, *Bellingham*, *Thorneyburn*, *Fallstone*, and *Greystead*, in the County of *Northumberland*, are vested in the Commissioners and Governors of the Royal Hospital for Seamen at *Greenwich* in the County of *Kent*, and their Successors for ever; be it enacted, That from and after the passing of this Act the Rights of Patronage and Presentation to the said several Rectories of *Simonburn*, *Wark*, *Bellingham*, *Thorneyburn*, *Fallstone*, and *Greystead*, and also to the Living of *Alston* in the County of *Cumberland*, and all other Benefices which may belong to *Greenwich* Hospital, shall (subject to the Provisions of the said Act) and of an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act to enable Chaplains in the Navy, presented to either of the Livings of* Simonburn, Wark, Bellingham, Thorneyburn, Fallstone, *or* Greystead, *in the County of* Northumberland, *to* 1 G. 4. c. 106.

receive their Half Pay, and for other Purposes relating to the said Livings, be for ever hereafter vested in the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral, for the Time being.

Roman Catholics not to be concerned in Presentation to Benefices.

XXXVI. Provided nevertheless, and be it further enacted, That nothing herein contained shall extend to authorize or empower any Person professing the Roman Catholic Religion, being One of the Commissioners for executing the Office of Lord High Admiral, in any Manner to join in the Election, Presentation, or Appointment to any of the Benefices herein-before mentioned.

Commissioners may hold without Licence in Mortmain.

XXXVII. And be it enacted, That it shall be lawful for any Person or Persons whomsoever, having Power so to do, to give, devise, or bequeath any Messuages, Lands, Tenements, or Hereditaments, Goods, Monies, Chattels, and Effects, to and for the Use or Benefit of *Greenwich* Hospital; and that the Commissioners of *Greenwich* Hospital and their Successors shall be able and capable in Law, without Licence in Mortmain, to take, hold, receive, possess, and enjoy, to them and their Successors, for the Purposes of the said Hospital, or the Persons supported therein or therefrom, any Manors, Messuages, Lands, Rents, Tenements, Annuities, and Hereditaments, of what Nature or Kind soever, or any Estate or Interest arising or derived out of any Manors, Messuages, Lands, Tenements, or Hereditaments to them and their Successors in Fee and Perpetuity, or for Life or Lives, or Term of Years, or otherwise, and to let, sell, alien, exchange, assign, and dispose of the said Manors, Messuages, Lands, Tenements, or Hereditaments at their Will and Pleasure, as shall be most beneficial for the said Institution.

Acts done by TwoCommissioners valid.

XXXVIII. And be it further enacted, That where by this or any other Act hereafter to be made any Matters or Things are directed to be done by the Commissioners of *Greenwich* Hospital or their Successors, it shall be lawful and sufficient (except as to the signing of Powers of Attorney for Sale of Stock or Receipt of Dividends, which shall be signed as herein-before mentioned,) for all such Matters and Things to be done by the Commissioners of *Greenwich* Hospital, or any Two of them; and all Conveyances to be made, or Leases to be granted, by the said Commissioners, shall be good and valid, if under the Hands and Seals of the said Commissioners, or any Two or more of them; and all Receipts required to be given shall be under the Hands of the said Commissioners, or any Two or more of them, except Receipts for Sums not exceeding Two hundred Pounds, which may be given by One Commissioner, or by the Cashier of the said Royal Hospital.

Accounts to be examined and certified by the Auditors of Public Accounts.

XXXIX. And be it enacted, That the said Commissioners of *Greenwich* Hospital and their Successors shall, within Thirty Days after the Thirty-first Day of *December* in every Year, transmit to the Auditors of Public Accounts a true and correct Statement of the whole Income and Expenditure of the said Royal Hospital for the Year preceding, and shall account before the said Auditors for all Sums of Money received and disbursed by them on account of the said

Royal Hospital, in like Manner and under the same Conditions as other Accountants of Public Money are accustomed and required to do, and, upon the said respective annual Accounts being examined and allowed by the said Auditors, and declared before the Chancellor of the Exchequer, a Certificate shall be given to the said Commissioners, in the Manner and for the Purposes prescribed by an Act passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act to alter and abolish certain Forms of Proceedings in the Exchequer and Audit Office relative to Public Accountants, and for making further Provisions for the Purpose of facilitating and expediting the passing of Public Accounts in* Great Britain, *and to render perpetual and amend an Act passed in the Fifty-fourth Year of His late Majesty, for the effectual Examination of the Accounts of certain Colonial Revenues:* Provided that neither this Act, nor the Appointment of any Person to be a Commissioner of *Greenwich* Hospital, shall render any Estate of such Commissioner, after the same shall have been sold and conveyed to or to the Use of a *bonâ fide* Purchaser, liable to the Debts or Defalcations of such Commissioner, or shall the Estate so sold be affected thereby, unless previous Notice in Writing of any such Defalcation shall have been given to the Purchaser of the Estate so sold and conveyed.

1 & 2 G. 4. c. 121.

XL. And be it further enacted, That the said Commissioners of *Greenwich* Hospital and their Successors shall and may and they are hereby authorized to cause the Clothes, Linen, Stores, and other Articles belonging to the said Hospital, capable of being marked, to be from Time to Time marked, stamped, or branded with an Anchor, surmounted with a Naval Crown, with Two Flags over the Crown, and the Letter G. on the one Side of such Device, and the Letter H. on the other Side thereof; and from Time to Time, in case the said Commissioners of *Greenwich* Hospital shall sell or dispose of any of the said Clothes, Linen, Stores, or other Articles, or shall allow the In-pensioners or any of them to sell or dispose of any of the said Clothes, Linen, Stores, or other Articles, then the said Commissioners shall and may and they are hereby authorized to obliterate or deface the said Marks, Stamps, and Brands respectively, by marking, stamping, or branding upon the said Clothes, Linen, Stores, or other Articles, so sold or disposed of by the said Commissioners or any Two of them, the aforesaid Device reversed, over and upon the said Device before marked, stamped, or branded on the said Clothes, Linen, Stores, or other Articles respectively; and if any Pensioner or other Person or Persons shall unlawfully take in pawn, buy, exchange, or receive any Clothes, Linen, Stores, or other Goods or Articles marked, stamped, or branded as aforesaid, and not previously obliterated or defaced as aforesaid, upon any Account or Pretence whatsoever, such Mark, Stamp, or Brand not obliterated or defaced as aforesaid to be considered and taken as sufficient Evidence, without further Proof, that the Clothes, Linen, Stores, Goods, and Articles so marked, stamped, or branded, and not obliterated or defaced as aforesaid, are the Property of the said Commissioners; or if any Pensioner or other Person or Persons shall cause such Mark or Stamp, Marks or Stamps, to be taken out, obliterated, or defaced from any of the Clothes, Linen, Stores, Goods, or Articles belonging to the said Hospital,

Certain Property of Greenwich Hospital to be marked.

Hospital, or if any Pensioner or other Person or Persons shall knowingly or unlawfully pawn, sell, or dispose of, or if any Pawnbroker or other Person or Persons shall knowingly and unlawfully take in pawn, buy, exchange, or receive any Clothes, Linen, or other Goods or Articles belonging to the said Hospital, or if any Person shall secrete, embezzle, or not duly account for any Clothes, Linen, or other Goods or Articles, whether marked or unmarked, belonging to the said Hospital or the Commissioners thereof, or used therein, such Articles having been entrusted or delivered to him or them for any Purpose whatsoever, the Person or Persons so offending shall forfeit for every such Offence any Sum not exceeding the Sum of Twenty Pounds.

Recovery of Penalties.

XLI. And be it enacted, That all Fines, Forfeitures, and Penalties by this Act imposed, not exceeding Twenty Pounds, shall be sued for and recovered under the Provisions of an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act to facilitate summary Proceedings before Justices of the Peace and others;* and of another Act passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act for the more effectual Recovery of Penalties before Justices and Magistrates on Conviction of Offenders, and for facilitating the Execution of Warrants by Constables;* and all Penalties and Forfeitures by this Act imposed, exceeding Twenty Pounds, shall be recovered by Action in some of the Courts of Record at *Westminster* or in *Dublin*, or in the Court of Session in *Scotland*, one Half of every such Penalty to go to the Person who shall inform or sue for the same, and the other Moiety to the Commissioners of the said Royal Hospital.

3 G. 4. c. 23.

5 G. 4. c. 18.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXVI.

An Act for transferring the Management of *Greenwich* Out-Pensions, and certain Duties in Matters of Prize, to the Treasurer of the Navy.

[1st *June* 1829.]

WHEREAS it is expedient that the Administration of *Greenwich* Out-Pensions, and certain Duties and Authorities with respect to Naval Prize Money, should be transferred to and exercised by the Treasurer of the Navy for the Time being; and that the Laws relating to *Greenwich* Out-Pensions should be consolidated, and certain Acts relating to *Greenwich* Hospital repealed; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That an Act passed in the Third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to empower the Commissioners or Governors of the Royal Hospital for Seamen at* Greenwich, *after defraying the necessary Expences thereof, to provide for such Seamen, worn out and become decrepit in the Service of their Country, who shall not be provided for within the said Hospital, and to enable them to receive such Pensions as shall be granted them by the said Commissioners or Governors, in the most easy and convenient Manner; and for preventing Frauds and Abuses attending the same;* and an Act passed in the Forty-third Year of the Reign of His said late Majesty, intituled *An Act for improving the Funds of the Chest at* Chatham, *and for transferring the Administration of the same to* Greenwich *Hospital,* Repeal of 3 G. 3. c. 16. 43 G. 3. c. 119.

and for ameliorating the Condition of the Pensioners on the said Funds; and an Act passed in the Forty-sixth Year of the Reign of His late
46G.3.c.100. Majesty, intituled *An Act to empower the Commissioners and Governors of the Royal Hospital for Seamen at* Greenwich, *in the County of* Kent, *to make certain Allowances to old, infirm, or wounded or disabled Officers in the Royal Navy, and to provide a Fund for the Payment of such Allowances, and for the Increase of Pensions to disabled Seamen and Marines;* and an Act passed in the Forty-sixth Year of the
46G.3.c.101. Reign of His said late Majesty, intituled *An Act for improving the Funds of the Chest at* Greenwich, *and amending an Act passed in the Forty-third Year of His present Majesty, relating to the said Chest;* and an Act passed in the Forty-seventh Year of the Reign of His
47G.3.c.52. said late Majesty, intituled *An Act for enabling His Majesty to grant the Palace called the* King's House, *with the Appurtenances, situate in* Greenwich Park *in the County of* Kent, *to the Commissioners for the Government of the Royal Naval Asylum, and for enabling the said Commissioners to appoint a Chaplain to officiate therein;* and an Act passed in the Fifty-first Year of the Reign of His said late Majesty,
51G.3.c.105. intituled *An Act to enable Persons to bequeath Lands and Tenements to the Commissioners for the Government of the Royal Naval Asylum, and to authorize the said Commissioners to hold the same for the Benefit of the said Asylum; and for amending an Act made in the Forty-seventh Year of His present Majesty, relating to the said Asylum;* and an Act passed in the Fifty-fourth Year of the
54G.3.c.110. Reign of His said late Majesty, intituled *An Act to prevent the Embezzlement of certain Property belonging to the Hospital for Seamen at* Greenwich, *and to amend so much of an Act of the Parliament of* Ireland, *of the Thirty-third Year of His present Majesty, as relates to Payments to Out-Pensioners of the said Hospital, residing in* Ireland; and an Act passed in the Fifty-fifth
55 G.3. c. 1. Year of the Reign of His said late Majesty, intituled *An Act for the Encouragement and Reward of Petty Officers, Seamen, and Royal Marines for long and faithful Service, and for the Consolidation of the Chest at* Greenwich *with the Royal Hospital there;* and an Act passed in the Fifty-fifth Year of the Reign of His said late Majesty,
55G.3. c.56. intituled *An Act to authorize the Commissioners and Governors of the Royal Hospital for Seamen at* Greenwich *to transfer a certain Sum in the Three Pounds* per Centum *Consolidated Annuities, now standing in the Name of the Corporation of the Chest of* Greenwich, *into the Name of the said Commissioners, and also to receive such Dividends as are now due upon such Annuities;* and an Act passed in the Fifty-fifth Year of the Reign of His said late
55G.3.c.133. Majesty, intituled *An Act to grant further Powers to the Commissioners of* Chelsea *and* Greenwich *Hospitals with respect to the Pensions on those Establishments;* and also so much of an Act passed in the Fifty-sixth Year of His said late Majesty, intituled
56G.3.c.101. s.5. *An Act for enabling the Officers in His Majesty's Navy and their Representatives to draw for and receive their Half Pay; and for transferring the Duty of making certain Payments, from the Clerks of the Cheque at His Majesty's Dock Yards, to the Clerks of the Treasurer of the Navy at the same Yards,* as enacts that the Payment of *Greenwich* Pensions, thentofore made by the said Clerks of the Cheque, should thereafter be made by the Clerks of the

the Treasurer of the Navy; and an Act passed in the Fifty-seventh Year of the Reign of His late Majesty, intituled *An Act to empower the Commissioners of the Royal Naval Asylum to make use of any Part of the Accumulation of the Interest of the Monies which were given by the Committee for managing the Patriotic Fund to the said Commissioners, for the Purposes of the said Asylum*; also so much of an Act passed in the Fifty-eighth Year of His said late Majesty, intituled *An Act to make further Regulations respecting the Payment of Navy Prize Money, and to authorize the Governors of* Greenwich *Hospital to pay over certain Shares of Prize Money, due to* Russian *Seamen, to his Excellency the* Russian *Ambassador*, as enacts that Bills drawn by or under the Authority of the Paymaster of Pensions at *Greenwich* may be paid by any Deputy of the Treasurer of *Greenwich* Hospital, and that the Certificates on Bills drawn by the Treasurer or Deputy Treasurer of *Greenwich* Hospital shall be attested by a Deputy of the said Royal Hospital only; and an Act passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act to enable the Commissioners or Governors of* Greenwich *Hospital to continue to provide for the Payment of Out-Pensioners of the said Hospital*; and an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for the Consolidation of the Royal Naval Asylum with the Royal Hospital for Seamen at* Greenwich *in the County of* Kent; and an Act passed in the Seventh Year of His present Majesty, intituled *An Act to enable incapacitated Persons to convey to the Commissioners and Governors of the Royal Hospital for Seamen at* Greenwich, *in the County of* Kent, *certain Premises situate in the Parish of* Greenwich *in the said County, and for other Purposes relating thereto*, shall be and the same are hereby repealed: Provided, that all Acts, Matters, and Things done previously to the passing of this Act, in pursuance of any of the said Acts hereby repealed, shall continue to be as good, valid, binding, and effectual as if the said Acts and every of them still continued in full Force; and provided, that all Offences committed before the passing of this Act against the Provisions of any of the said Acts, shall continue punishable under the said Acts as if the same were in full Force and Effect; and provided also, that the Repeal of all or any of the said herein-before mentioned Acts shall not revive or be construed to revive any Acts or Provisions of any Acts by the said Acts or any of them repealed, or restore or revive any Rights, Interests, Powers, or Authorities taken away or limited by any of the Acts so repealed.

57 G. 3. c. lxxvi.

58 G. 3. c. 64.

1 & 2 G. 4. c. 98.

6 G. 4. c. 26.

7 G. 4. c. 35.

Proviso as to Matters done previously to the passing hereof.

II. And be it enacted, That from and after the First Day of *January* One thousand eight hundred and thirty, the Sixpences *per* Month, commonly called "Naval Sixpences," payable by and out of the Wages of all Seamen and other Persons that shall serve or be employed by His Majesty, His Heirs and Successors, or by any other Persons in any of His Majesty's Ships or Vessels, for the better Support of *Greenwich* Hospital, and to augment the Revenues thereof, shall cease to be payable to the said Royal Hospital.

After 1st Jan. 1830, the Naval Sixpences to cease to be payable to Greenwich Hospital.

III. And be it enacted, That from and after the passing of this Act the Administration of *Greenwich* Out-Pensions shall be exercised by

Administration of Greenwich Out-

Pensions to be exercised by the Treasurer of the Navy.

by the Treasurer of His Majesty's Navy for the Time being; and that all Grants made by Parliament for the Payment of *Greenwich* Out-Pensioners shall be payable to the Account of the Treasurer of the Navy at the Bank of *England*, under the Head of "General Services," in like Manner as other Monies are payable to the Account of the said Treasurer for General Services, and shall from Time to Time be drawn out of the Bank by the said Treasurer, under the like Rules and Regulations as other Monies for General Services are authorized to be drawn; and the Payment of all *Greenwich* Out-Pensions to the Persons entitled to the same shall be made by or under the Authority and Direction of the said Treasurer of the Navy for the Time being; and all Officers and Clerks, employed by or under the said Treasurer of the Navy in the Business of the said Out-Pensions or Prize, shall be subject to the same Rules, Orders, and Regulations as other Officers and Clerks employed under the said Treasurer of the Navy.

Treasurer of the Navy to make Payment of Greenwich Out-Pensions according to His Majesty's Regulations and Scale for Pensions.

IV. And be it enacted, That the said Treasurer of the Navy for the Time being shall, by and out of any Funds to be provided by Parliament, or in any way appropriated for that Purpose, pay or cause to be paid all Pensions, Remunerations, or Allowances heretofore granted, or which may hereafter be granted, to such Captains, Commanders, and Lieutenants of His Majesty's Navy as are old, infirm, wounded, or disabled, and who shall not be provided for in *Greenwich* Hospital, and also to Petty Officers, Seamen, and Marines, who, on account of their Length of Service and good and faithful Conduct, shall be deemed deserving thereof, and also to Petty Officers, Seamen, and Marines who have been wounded or become disabled or worn out in His Majesty's Service; and such Allowances to Captains, Commanders, and Lieutenants shall be in addition to any Half Pay receivable by such Captains, Commanders, and Lieutenants, and shall and may be received by them respectively together with and in addition to such Half Pay; and which said Captains, Commanders, and Lieutenants, Warrant and Petty Officers, Seamen, and Marines, shall be entitled to their respective Pensions from the Date and according to the Terms of any Warrant appointing them thereto by the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, for the Time being: Provided always, that no such Allowance to be in future made to any Captain, Commander, or Lieutenant shall in any Case exceed a Sum which, when added to the Half Pay of such Officer, and to any Pension received by him from the Crown, shall amount to the Salary paid to Officers of similar Rank resident within the Establishment of the Royal Hospital for Seamen at *Greenwich* in Cases where no Half Pay is received, or to the Salary and Half Pay together in Cases where Salary and Half Pay are both received: Provided also, that the Treasurer of the Navy for the Time being shall, in paying such Pensions, or discontinuing the same, be guided by such Rules and Regulations and by such Scale and Proportions as are already established by any Order in Council now in force, or as His Majesty, His Heirs and Successors, shall think fit by any future Order in Council under the Royal Sign Manual to order, direct, and establish for that Purpose.

V. And

V. And be it further enacted, That it shall be lawful for the Treasurer of the Navy for the Time being to order and direct that the Bills for the Payment of *Greenwich* Out-Pensions shall be made out in such Form as to the Treasurer of the Navy for the Time being may from Time to Time appear most convenient; and all such Bills shall be signed by such Person or Persons as the said Treasurer of the Navy for the Time being shall think fit to authorize and direct to sign the same; and that until the said Treasurer shall otherwise order, the said Bills shall be in the Form or to the Effect following: Form of Out-Pension Bills, which may be varied as the Treasurer of the Navy may from Time to Time think fit.

'N° ( ) *Greenwich* Out-Pensioner.

'30th *June* 1829.

	£	s.	d.
'PAY to of in the County of *Greenwich* Out-Pensioner, upon producing the Duplicate hereof, together with a Certificate under the Hands of the Persons hereafter expressed, that to the best of their Knowledge and Belief he is the Person named in such Bill, the Sum of Pounds Shillings Pence Sterling, being on account of his Out-Pension, if the same shall be demanded within Six Calendar Months from the Date hereof; otherwise you are to return this Bill to the Treasurer of the Navy, at *Somerset House, London*, with the Words "*Greenwich* Out-Pensioner" written thereon.			

'(Signed) *A. B.*
'Duly appointed by the Treasurer of
'the Navy to sign Out-Pension Bills.

'To the Collector of { Customs at / Excise at } His Majesty's

'To the Clerk of the Treasurer of His Majesty's Navy, at

'Ex^d

'*In all Cases the Certificate is to be signed as follows;* viz. *Out-Pensioners residing in* England, Wales, *or* Ireland, *by the Ministers and Churchwardens of their respective Parishes. In* Scotland, *by the Minister and Two Elders. If belonging to Ships in Commission, by the Captain and Senior Lieutenant. If serving in the Ordinary, by the Captain and Senior Lieutenant of Division.*

'This Bill is payable to Party only, unless prevented or disabled from appearing personally by bodily Infirmity, and such Disability certified in Writing by the Persons above mentioned, or by the Physician, Surgeon, or Apothecary attending him; then and in such Case payable to any other Person whom the Pensioner shall, by Writing under his Hand, (to be indorsed upon the Duplicate and to be attested by the same Persons,) order to receive the same.

'The personating or falsely assuming the Name and Character of any *Greenwich* Out-Pensioner, or his Executor or Administrator, in order to receive the Pension due to such Out-Pensioner, his Executor or Administrator, or procuring any other to do the same, is made Felony by Act of Parliament.

‘ N° ( ) *Greenwich* Out-Pensioner.

‘ 30th *June* 1829.

‘ PAY to of £ s. d.
‘ in the County of *Greenwich* Out-
‘ Pensioner, upon producing the Duplicate hereof,
‘ together with a Certificate under the Hands of the
‘ Persons hereafter expressed, that to the best of their
‘ Knowledge and Belief he is the Person named in such
‘ Bill, the Sum of Pounds Shillings
‘ Pence Sterling, being on account of his
‘ Out-Pension, if the same shall be demanded within Six
‘ Calendar Months from the Date hereof; otherwise you
‘ are to return this Bill to the Treasurer of the Navy, at
‘ *Somerset House, London,* with the Words “ *Greenwich*
‘ Out-Pensioner” written thereon.

‘ (Signed) *A. B.*
‘ Duly appointed by the Treasurer of
‘ the Navy to sign Out-Pension Bills.

‘ To the Collector of { Customs at
‘ His Majesty's { Excise at
‘ To the Clerk of the Treasurer of
‘ His Majesty's Navy, at
‘ Ex^d

‘ *In all Cases the Certificate is to be signed as follows;* viz. *Out-*
‘ *Pensioners residing in* England, Wales, *or* Ireland, *by the*
‘ *Ministers and Churchwardens of their respective Parishes. In*
‘ Scotland, *by the Minister and Two Elders. If belonging to*
‘ *Ships in Commission, by the Captain and Senior Lieutenant. If*
‘ *serving in the Ordinary, by the Captain and Senior Lieutenant*
‘ *of Division.*

‘ This Bill is payable to Party only, unless prevented or disabled
‘ from appearing personally by bodily Infirmity, and such Disability
‘ certified in Writing by the Persons above mentioned, or by the
‘ Physician, Surgeon, or Apothecary attending him; then and in
‘ such Case payable to any other Person whom the Pensioner shall,
‘ by Writing under his Hand, (to be indorsed upon the Duplicate
‘ and to be attested by the same Persons,) order to receive the same.
‘ The personating or falsely assuming the Name and Character of
‘ any *Greenwich* Out-Pensioner, or his Executor or Administrator, in
‘ order to receive the Pension due to such Out-Pensioner, his Executor
‘ or Administrator, or procuring any other to do the same, is made
‘ Felony by Act of Parliament.

‘ WE the undersigned, being the Minister and
‘ of the Parish of in the County of
‘ do hereby certify, That we have examined
‘ *Greenwich* Out-Pensioner, now residing in
‘ the aforesaid Parish; and, to the best of our Knowledge and Belief,
‘ he is the Person named in the Bill on the other Side hereof.
‘ Dated the of

} Minister.

‘ RE-

'RECEIVED the of from
Collector of His Majesty's
at (*or* Clerk of the Treasurer of
the Navy at) the Sum of Pounds
Shillings and Pence Sterling,
being the Amount of Pension Money remitted to me, as *per* Bill
on the other Side hereof.

'Having examined the Duplicate hereof, and inquired into the Truth of it on the Oath of of I am satisfied he is the real Person mentioned therein.

{Collector of
at

or

{Clerk of the Treasurer of His Majesty's Navy at

'*N.B.*—Any Officer to whom an Out-Pension Bill is presented for Payment, not then having in Hand Public Money sufficient to answer the same, is by Act of Parliament required to immediately indorse on the Back of the said Duplicate, the Day of its being so tendered to him, and the Cause of his Refusal or Delay to pay the same; and to appoint thereon, for the Payment of such Bill, some future Day, within the Space of Two Months at the farthest from the Day of its being first tendered. The Duplicate, with the Indorsement thereon, is to be delivered back to the Pensioner.

'*In case the Pensioner in whose Favour this Bill is drawn should die before Payment is demanded, no Advance of Money is to be made hereon to any Relative or other Person whatsoever; but the Bill is to be returned to the Treasurer of the Navy,* Somerset House, *with the Words* "Greenwich *Out-Pensioner*" *written thereon, to whom Applications for Arrears, with the like Words,* "Greenwich *Out-Pensioner,*" *written thereon, are to be addressed.*'

In what Manner Out-Pension Bills shall be made, and to whom directed.

VI. And be it further enacted, That for every such Out-Pension Two Bills shall be made out, which said Bills shall be made in Duplicate, and shall be made payable to such Out-Pensioner by the Collector of the Customs or Collector of the Excise for any County, Riding, or City within the United Kingdom, or by the Clerk of the Treasurer of the Navy in any of His Majesty's Dock Yards respectively, near which such Pensioners shall happen to reside, according to the Appointment in such Bills; and the said Bills, being numbered and dated, shall be signed as herein-before is mentioned; and as soon as the said Bills shall be so made out in Duplicate, and signed, the said Treasurer of the Navy shall cause one of the said Bills to be transmitted forthwith to the Person nominated and specified in such Bills, and the other of the said Bills to be transmitted forthwith to the Collector of the Customs, Collector of Excise, or Clerk of the Treasurer of the Navy in His Majesty's Dock Yard, on whom such Bill shall be so drawn as aforesaid; and the said Collector of the Customs, Collector of Excise, or Clerk of the Treasurer of the Navy at any of His Majesty's Dock Yards respectively (if the Duplicate

Collectors of Customs and Excise, and Clerk to the Treasurer of the Navy in the Dock Yards, may pay Pensioners.

of

of such Bill shall be produced and delivered to either of them respectively, within Six Calendar Months from the Date thereof, by the Party entitled to the Pension, to whom the said Duplicate shall have been transmitted by the said Treasurer,) are hereby required and enjoined to examine such Duplicate, together with the Certificate to be produced as aforesaid, and to inquire into the Truth thereof by the Oath of the Person producing the same, (or such Person being a Quaker, by the solemn Affirmation of such Person,) which Oath or Affirmation they are hereby respectively authorized and required to administer, and upon being duly satisfied of the Truth of such Certificate, to testify the same on the Back of such Bill; and shall immediately pay to such Out-Pensioner, without Fee or Reward on any Pretence whatsoever, the Sum specified in such Bill, taking his Receipt for the same on the Back thereof; which Bill, so paid, shall be allowed or shall be repaid by the said Treasurer of the Navy as herein-after mentioned, and the Amount thereof shall be allowed as Cash in the Accounts of the respective Officers of Customs and Excise paying the same; but in case the Duplicate of such Bill shall not be produced and delivered, and the Payment thereof be demanded, within Six Calendar Months from the Date thereof, or if a proper Certificate of the Person claiming such Pension be not likewise produced, then the said Collector of Customs, Collector of Excise, or Clerk of the Treasurer of the Navy, shall return such Bill to the Treasurer of the Navy at *Somerset House*, *London*, who shall cause such Bill to be cancelled, and from and after the cancelling of the same such Part of the said Pension shall accrue and become payable in like Manner as if the said Bill had not been made out; all which said Bills and Receipts, to be so made and given as aforesaid, shall be free and exempt from and not liable to any Duty of Stamps whatsoever, any Law or Statute to the contrary thereof notwithstanding.

Provision in the Event of the Collector of Customs, &c. having no Money in Hand.

VII. Provided always, and it is hereby further enacted, That if any such Collector of the Customs, Collector of the Excise, or Clerk of the Treasurer of the Navy, to whom the Duplicate of any of the Bills herein-before directed to be made out shall be tendered for Payment, shall not then have in his Hands Public Money sufficient to answer the same, and shall refuse or delay the immediate Payment thereof, such Collector of the Customs, Collector of the Excise, or Clerk of the Treasurer of the Navy shall immediately indorse, on the Back of the said Duplicate, the Day of its being so tendered to him, and the Cause of his Refusal or Delay to pay the same, and shall appoint thereon, for the Payment of such Bill, some future Day within the Space of Two Months at the farthest from the Day of its having been first tendered to him as aforesaid, which Duplicate, with the Indorsement thereon, shall be immediately delivered back to the Person presenting the same; and if upon Complaint to be made to the respective Commissioners appointed by His Majesty, His Heirs or Successors, to manage the said several Duties of Customs or Excise, or to the Treasurer of the Navy (if the Person complained of be a Clerk of the Treasurer of the Navy), it shall appear that such Collector of the Customs, Collector of the Excise, or Clerk of the Treasurer of the Navy hath unnecessarily and wilfully refused or

Penalty on wilfully delaying Payment of Bills, 50*l.*

delayed the Payment of such Bill, or that such Collector of the Customs, Collector of the Excise, or Clerk of the Treasurer of the Navy, or any Person employed by or under any of them, hath directly or indirectly taken any Fee, Reward, Gratuity, Discount, or Deduction whatsoever on account of the Payment of the said Bill, it shall and may be lawful for any Three or more of the said Commissioners, or the Treasurer of the Navy for the Time being, (as the Case may be,) to convict and fine any such Offender under their respective Direction in any Sum not exceeding Fifty Pounds, to be recovered either by Action at Law in the Name of the said Treasurer, or by Stoppages out of the Salary of the Officer so convicted and fined.

Remittance Bills, repaid by the Treasurer of the Navy, to be allowed in his Accounts.

VIII. And be it further enacted, That all Remittance Bills for Prize and *Greenwich* Out-Pension, paid in pursuance of this Act by the Collectors of the Customs and Collectors of Excise, shall, as soon as the same have been transmitted to the Commissioners of Customs or Commissioners of Excise in *London*, be delivered, under the Authority of such Commissioners of Customs and Excise respectively to the said Treasurer of the Navy for Examination, together with separate Lists of Prize and Pension Bills so delivered, which Lists shall be certified by the said Commissioners of Customs and Excise respectively, and contain the Names of the Persons to whom such Bills have been respectively paid, the Amount paid to each Person, and the Date of Payment; and as soon as the same shall be examined and found correct, the said Treasurer of the Navy shall report the Amount thereof to the Commissioners of the Navy, and at the same Time deliver to the said Commissioners of the Navy the said Lists so certified, and thereupon the said Treasurer shall, upon a Warrant to be issued by the said Commissioners of the Navy for that Purpose, repay the Amount of such Bill to the said Commissioners of Excise or Customs respectively; and the said Bills, so repaid and delivered, shall be allowed as complete Discharges and Acquittances for the Amount specified in such Pension and Prize Bills upon the auditing the Accounts of the said Treasurer of the Navy; provided that the Treasurer of the Navy shall not in any Case be chargeable with or accountable for any Monies arising from Shares of Prize or Percentage, or otherwise arising under this Act, which shall not have been actually received by him, or paid into his Account at the Bank of *England*.

Pensioners changing Residence to give Notice thereof;

any Loss happening for Want of Notice, to be borne by the Pensioner.

IX. And be it further enacted, That every such Out-Pensioner, as herein-before mentioned, resident in *Great Britain* or *Ireland*, who shall be entitled, under the Authority of this Act, to receive Payment of his Pension by Remittance or Order as herein-before mentioned, shall, as often as he shall change his Place of Abode, give Notice thereof to the Treasurer of the Navy at *Somerset House, London;* and in case, for Want of any such Notice, any Loss shall happen by reason of the Remittance of the Duplicate of such Pensioner's Bill to the Place from which such Pensioner shall have removed without giving any such Notice, such Loss shall fall upon and be borne and sustained by the Pensioner so making default in this Behalf.

In case of bodily Infirmity duly certified, any sick Pensioner may make his Pension Bill payable to some other Person.

X. And be it further enacted, That in case any Pensioner to whom such Duplicate of Bill shall be remitted shall be prevented or disabled from appearing personally before the Collector of the Customs, Collector of the Excise, or Clerk of the Treasurer of the Navy, by bodily Infirmity or Sickness, and such Disability shall be certified in Writing by the Minister and Churchwardens, or Minister and Two or more Elders (as the Case may be), of the Parish where such Pensioner may happen to reside, or by the Physician, Surgeon, or Apothecary attending him, then and in such Case the Sum mentioned in such Duplicate of the Bill shall be paid to any other Person to whom such Pensioner shall, by Writing under his Hand, to be indorsed upon such Duplicate and witnessed by the Person signing such Certificate, order the same to be paid; such Person, at the Time of demanding Payment thereof, producing such Duplicate of Bill, together with such Certificates respectively, as to the Identity of such Pensioner, and his Inability to appear personally as before mentioned, and giving a Receipt for the same at the Foot of such Order; which Order, and also the Receipt last mentioned, shall be respectively free from the Duty of Stamps; and such Receipts shall be as effectual in Law to all Intents and Purposes as if given by such Pensioner; and if any Person authorized to give such Certificate as is herein-before mentioned shall wilfully or negligently certify falsely for or on behalf of any Pensioner, the Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Fifty Pounds, nor less than Twenty Pounds.

Assignments of Pensions void, except when made under the Acts for Relief of the Poor, or relating to Insolvent Debtors.

XI. And be it enacted, That all Assignments, Bargains, Sales, Contracts, Agreements, or Securities whatsoever, which shall be given or made by any Commissioned Officer, Warrant Officer, Petty Officer, Seaman, or Marine, entitled to any *Greenwich* Out-Pension, for the Transfer of any such Pension, or to give or assign any Interest therein, or for, upon, or in respect of any such his Pension, shall be absolutely null and void to all Intents and Purposes whatsoever; except such Assignments as are or shall be authorized to be made under the Provisions of any Act or Acts relating to the Relief of the Poor in *England*, *Ireland*, or *Scotland*, or relating to Insolvent Debtors.

Army Service may be reckoned in apportioning Greenwich Out-Pensions.

XII. And be it enacted, That it shall be lawful for the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral, for the Time being, in his and their Discretion, upon Applications to be hereafter made to him or them by any Person or Persons claiming Pensions on account of the Services of such Person or Persons in His Majesty's Navy, to give Pensions to such Person or Persons, under the then existing Orders in Council relating thereto, according to his or their Length of Service; and to allow, in the Apportionment of such Pension, so much of the Time as the said Person or Persons shall have served (previously to his or their entering into His Majesty's Navy) either as a Non-commissioned Officer or Private in His Majesty's Army.

Commutation of a Pension for a

XIII. And be it further enacted, That it shall be lawful for the Lord High Admiral, or Commissioners for executing the Office of Lord

Lord High Admiral, for the Time being, in his and their Discretion, to appoint any Seaman or Marine, being a Pensioner and being desirous of residing Abroad, such Commutation in Gross for his said Pension, to be in lieu of all future Claim to Pension, as to the said Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral, for the Time being, shall seem expedient; which said Sum shall be paid out of the Monies applicable to the Payment of *Greenwich* Out-Pensions; and such Arrangements as shall seem fit, under the Authority of the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral, for the Time being, shall be made, for the Purpose of enabling Out-Pensioners who may be permitted to reside and receive their Pension out of the United Kingdom, to receive the Amount of their Pensions Abroad, either by means of Bills to be drawn by the Treasurer of the Navy or otherwise.

Sum in Gross, may be allowed in certain Cases.

Payment of Out-Pensions Abroad.

XIV. And be it further enacted, That in all Cases in which any Out-Pension, or Arrears of Out-Pension, shall not be demanded by or on behalf of the Person to whom such Pension was granted, or, in case of his Decease, by any Person legally entitled thereto, for the Space of Six Years from the Time of the last Payment thereof, such Out-Pension and the Arrears thereof shall be and the same are hereby declared to be forfeited, unless upon Application to be made by the Person to whom such Pension was granted, or the next of Kin or Executor, or the Person legally entitled thereto, for the Restoration and Payment thereof, the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, for the Time being, shall, under the special Circumstances of the Case, in his or their Discretion remit such Forfeiture, and shall thereupon direct the said Treasurer of the Navy to make Payment of such Out-Pension or Arrears, notwithstanding the same shall not have been so demanded as aforesaid.

Pensions, if not demanded by the Pensioner, or by his Personal Representative within Six Years, to be forfeited.

XV. And be it further enacted, That all Letters and Packets addressed to the Cashier of *Greenwich* Out-Pensions for the Time being, upon any Business or Affairs relating to Out-Pensions, and all Letters addressed to the Examiner of Prize Accounts on Affairs relating to Prize, shall be free from the Duty of Postage; and also that all Letters or Packets sent by the said Cashier, relating to *Greenwich* Out-Pensions, and by the said Examiner of Prize Accounts, relating to Prize, shall be sent free from the said Duty of Postage; and all Letters and Packets relating to Out-Pensions shall be under Cover, with the Words "*Greenwich* Out-Pensions, pursuant to Act of Parliament Tenth of *George* the Fourth," printed upon the same, and the said Cashier, or other Officer in the Navy Pay Office authorized to frank Letters on the Business of that Office, shall write his Name under the same; and all Letters and Packets relating to Naval Prize shall be under Cover, with the Words "Naval Prize, pursuant to Act of Parliament Tenth of *George* the Fourth," printed thereon, and the said Examiner of Prize Accounts, or other Officer in the Navy Pay Office authorized to frank Letters on the Business of the said Office, shall write his Name under the same; and if any such Cashier or Examiner of Prize Accounts, or any other Person, shall send

Letters to and from the Cashier and Examiner to be free of Postage.

Penalty for using Covers

for any other Purpose, 100*l.*

send or convey, under any of the Covers aforesaid, any Writing, Paper, or Parcel other than relating to *Greenwich* Out-Pensions or Naval Prize respectively, the Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds, to be recovered as herein-after mentioned.

Sums, whether for Prize or Pension, not exceeding 20*l.*, may be paid without Letters of Administration.

XVI. And be it further enacted, That it shall be lawful for the Treasurer of the Navy for the Time being to direct to be paid to any Person or Persons who shall prove him, her, or themselves to be the next of Kin or legal Representative of any deceased Pensioner or Person entitled to Prize Money, any Balance of Pension or Prize Money due to such deceased Person, not exceeding Twenty Pounds, although such Person or Persons shall not have taken out Letters of Administration or procured the Probate of any Will of such deceased Pensioner or other Person entitled as aforesaid.

Sums paid heretofore to Greenwich Hospital upon Prize Money, &c. shall be paid to the Treasurer of the Navy, and applied in aid of Out-Pensions.

XVII. And be it enacted, That from and after the passing of this Act all forfeited and unclaimed Shares and Balances of Prize Money, and a Per-centage of Five Pounds in every One hundred Pounds out of the Proceeds of all Prizes, and out of all Grants to the Royal Navy and Marines, and out of all Bounty Monies, and out of all Seizures made under the Revenue, Colonial, Navigation, and Slave Abolition Laws, and out of all Droits of Admiralty, and out of all Monies arising from Derelicts, shall continue to be paid, and shall be paid and payable to the Treasurer of His Majesty's Navy for the Time being, by such Persons, and at such Times, and subject to such Penalties for Default, Delay, or Refusal, as the same have heretofore been, or are now paid or payable to the Treasurer of *Greenwich* Hospital or his Deputy, by virtue of any Act or Acts now in force relating to the said forfeited and unclaimed Shares and Per-centage; which several Payments and Deductions may be by the said Treasurer of the Navy applied, under the Authority and Direction of the Lord High Admiral, or Commissioners for executing the Office of Lord High Admiral, in aid of the Sums granted for *Greenwich* Out-Pensions; and in the Event of there remaining any Surplus thereof, after defraying the *Greenwich* Out-Pensions, then the said Treasurer of the Navy shall cause such Surplus to be from Time to Time invested (under the Authority and by the Direction of the Lord High Admiral or Commissioners for executing the Office of Lord High Admiral) in some of the Public Government Stocks, Funds, or Securities, in the Name of the Treasurer of the Navy for the Time being, and shall receive and apply the Dividends arising therefrom in aid of the *Greenwich* Out-Pensions; and the said Stocks, Funds, and Securities may be from Time to Time, by the said Treasurer of the Navy, sold, under the like Authority and Direction, and the Produce thereof may be applied in further aid of future *Greenwich* Out-Pensions.

In case of Surplus, the same to be invested, and from Time to Time applied to future Out-Pensions.

Treasurer of the Navy to exercise the Powers heretofore exercised by the

XVIII. And be it enacted, That from and after the passing of this Act, the Treasurer of the Navy now and for the Time being shall have and exercise all the Powers and Authorities which by any Act or Acts in force at the Time of passing this Act are given to the Treasurer of *Greenwich* Hospital or his Deputy, or to the Clerk of

the Cheque of the said Royal Hospital, or which have been heretofore exercised by them respectively, with relation to Naval Prize Money, and to all Grants made to the Royal Navy or Marines, and to all Bounty Monies and Seizures under the Revenue, Colonial, Navigation, or Slave Abolition Laws, and to Droits of Admiralty, and to all other Monies arising from Naval Prize or Capture, and also with relation to the issuing of all Remittance Bills to Collectors of Excise and Customs, or other Persons, for the Payment of Prize Money, and as to all Accounts required of Agents and other Persons, and to all Payments made or required to be made by Agents or others, and with relation to all Matters connected with such Prize and other Monies as aforesaid, in as full and ample Manner as the said Treasurer of *Greenwich* Hospital or his Deputy, or other Officer as aforesaid, had or could have legally exercised the same; and all Remittance Bills for Payment of Prize Money shall be in such Form, and be signed by such Person, as the Treasurer of the Navy shall appoint.

Treasurer of Greenwich Hospital, and Clerk of the Cheque there, as to Prize Money.

XIX. And be it enacted, That all and every Agent and Agents and Person and Persons who, by any Act in force at the Time of passing this Act, are required to perform any Duty with relation to Capture or Prize, shall continue liable to perform such Duty, under the same Penalties for Refusal or Neglect; which Penalties shall and may be enforced by the Treasurer of His Majesty's Navy in as ample a Manner as the Treasurer of *Greenwich* Hospital or his Deputy, or any other Person or Persons, could have enforced the same.

Prize Agents to continue subject to the Duties imposed upon them.

XX. And be it enacted, That the Rules, Orders, Provisions, and Regulations contained in any Act now in force relating to the Payment of Prize Money, or other Monies herein-before mentioned, upon Orders made by the Parties respectively entitled thereto, shall, except as the same may be varied by this Act, continue good, valid, binding, and effectual, save and except that all Certificates heretofore signed or given, or required to be signed or given, upon or with respect to such Orders by the Clerk of the Cheque of *Greenwich* Hospital, shall hereafter be signed or given by the Treasurer of the Navy for the Time being, or by the Examiner of Prize Accounts at *Somerset House*, or by such other Person as the Treasurer of the Navy shall by Writing under his Hand appoint to sign or give such Certificates; and wherever by any Act now in force the Treasurer of *Greenwich* Hospital or his Deputy is required to make Payment of Prize Money and other Monies as aforesaid, upon such Orders as aforesaid, or to the Personal Representatives of Parties entitled, it shall be lawful for the Treasurer of the Navy for the Time being, and he is hereby required, to make or cause to be made such Payments, in conformity with the Rules, Orders, Provisions, and Regulations aforesaid; and all the Duties heretofore required to be performed by the Clerk of the Cheque of *Greenwich* Hospital with respect to Prize Money may be performed, under the Authority of the Treasurer of the Navy for the Time being, by the Examiner of Prize Accounts, or such other Officer as the Treasurer of the Navy for the Time being shall appoint by Writing under his Hand for that Purpose; and all the Duties and Authorities heretofore exercised

Regulations as to the Payment of Prize Money upon Orders.

by the Treasurer of *Greenwich* Hospital or his Deputy, with respect to the Payment of Prize Money or other Money as aforesaid, may be exercised by the Treasurer of the Navy, or such Officer as he shall by Writing under his Hand appoint for that Purpose: Provided that all Orders already made by Persons entitled to Prize Money or other Monies in the Nature thereof, which according to the Laws in force at the Time of passing this Act were good and valid, and payable by the Treasurer of *Greenwich* Hospital, shall continue good and valid and payable by or under the Authority of the Treasurer of the Navy for the Time being, instead of the Treasurer of *Greenwich* Hospital.

The Commissioners of Greenwich Hospital to refund Sums paid in certain Cases.

XXI. And be it enacted, That the Commissioners of *Greenwich* Hospital shall from Time to Time repay to the Treasurer of the Navy all Sums which the said Treasurer shall pay or cause to be paid to Claimants and other Persons who shall prove themselves entitled to any Prize Money or other Monies as aforesaid paid into *Greenwich* Hospital, and which remained due or unclaimed at the passing of this Act.

Prize Agents to pay over to the Treasurer of the Navy Five per Cent. on the net Proceeds of Prizes, &c.

XXII. And be it enacted, That all and every Prize Agent and Prize Agents shall, from and out of the net Proceeds of all Naval Prize and Bounty Money, Head Money, Grant, and other Allowance of Money in the Nature thereof, to which the Officers or Crews of any of His Majesty's Vessels, or any Commissioned Officer, Warrant Officer, Petty Officer, Private Seaman or Marine, Supernumerary or Boy, or other Person shall be entitled, and from and out of all Bounty Monies, Piratical Seizures, and Seizures under the Revenue, Colonial, Navigation, or Slave Abolition Laws, and from and out of all Civil Salvage, and Vessels Derelict, and Monies arising therefrom, and also from and out of all Naval Captures whatsoever, and from and out of all other Naval Proceeds or Produce in the Nature of Prize or Grant, to which the Royal Hospital for Seamen at *Greenwich*, or the Corporation of *Greenwich* Hospital, or the Treasurer thereof, by any Act or Law or Custom whatsoever, has been heretofore entitled, retain for the Treasurer of His Majesty's Navy for the Time being, for the Purposes of this Act, and shall within Ten Days next after the Account of the said Monies shall have been examined and certified by the Examiner of Naval Prize Accounts, or if there should be no such Officer, then within Ten Days from the Notification of any Distribution of the said Monies, pay into the Bank of *England*, to the Prize Account of the said Treasurer of the Navy, the Sum of Five Pounds *per Centum* on the net Proceeds of every such Prize, Grant, or other Monies; and every Payment so made of Per-centage, and also of forfeited and unclaimed Shares and Balances of Prize Money, and the Delivery of a Notice in Writing (signed by such Agent), at the Office of the said Treasurer of the Navy in *Somerset House*, reporting such Payment, shall be a sufficient Discharge to the said Agent or Agents, or other Person, for the Sums so paid, against all other Person and Persons whomsoever.

Receiver of the Droits of Admiralty to

XXIII. And be it enacted, That the Receiver of the Droits of Admiralty for the Time being shall, and he is hereby authorized and required,

required, as soon after the net Proceeds arising from any such Droits shall from Time to Time have been ascertained, after the passing of this Act, and after the Expiration of the Period within which any Appeal can be lodged against any Adjudication in relation to such Droits, as the same can be done, deliver in an Account thereof to the said Treasurer of His Majesty's Navy for the Time being, or such other Person or Persons as the said Treasurer of the Navy shall by any Writing under his Hand and Seal authorize and appoint to receive the same, and shall thereupon pay into the Bank of *England*, to the Prize Account of the Treasurer of the Navy, Five Pounds *per Centum* upon the Amount of such net Proceeds, for the Purposes of this Act.

pay over Five per Cent. in like Manner.

XXIV. And be it enacted, That the said Treasurer of the Navy for the Time being shall keep a separate Account at the Bank of *England* of all Monies received and paid by him on account of Per-centage upon Prizes, Grants, Bounty Monies, Seizures, Droits, and Derelicts, and on account of forfeited and unclaimed Shares of Prize and other Monies in the Nature thereof; and all Drafts on the Governor and Company of the Bank of *England* on the said Account shall be headed "Prize Account," and shall be drawn by the Treasurer of the Navy, or the Person or Persons in his Office duly authorized by him, as any other Monies placed to the Account of the Treasurer of the Navy in the Bank of *England* are drawn; and such Drafts shall be sufficient Authority to the Bank to pay such Money to the Persons mentioned therein, or to the Bearer of them.

Prize Account to be kept separate from the other Accounts of the Treasurer of the Navy.

XXV. And be it enacted, That every Prize Agent, and every Person who shall be authorized and empowered to receive or distribute any Prize Money, Bounty, or Head Money, Grant, or other Allowance of Money for the Use and Benefit of the Officers and Crews of any of His Majesty's Ships, by reason of any Capture or Seizure, shall transmit or deliver to the Examiner of Prize Accounts already appointed, or to the Officer who shall be from Time to Time appointed by the Treasurer of the Navy for that Purpose, all Accounts, Copies, or Certificates, Documents, Vouchers, Receipts, and other Papers which have been heretofore transmitted or delivered to the Treasurer of *Greenwich* Hospital or his Deputy, and to the Clerk of the Cheque of the said Royal Hospital; and every Prize Agent, or other Person as aforesaid, who shall refuse or neglect to transmit or deliver to the said Examiner of Prize Accounts, or Person appointed as aforesaid, any of the Accounts, Copies, Certificates, Documents, Receipts, and other Papers at the Times at which previously to the passing of this Act he was compellable to transmit or deliver the same to the Treasurer or Clerk of the Cheque or any other Officer of *Greenwich* Hospital, shall be subject for any Default, Neglect, or Refusal, to a Penalty of One hundred Pounds.

Certain Accounts to be sent to the Examiner of Prize Accounts, as they were heretofore sent to the Treasurer or Clerk of the Cheque of Greenwich Hospital.

XXVI. And be it further enacted, That the Treasurer of the Navy shall cause to be kept open an Office during the usual Hours of Attendance on every Day in the Week (except *Sunday*, *Christmas Day*, and *Good Friday*,) for the Purpose of receiving Claims for Shares and Sums of Prize Money to be refunded according to the Provisions of this

Treasurer of the Navy to keep Office open for Claims for Prize Money.

this Act or any Act now in force relating to the refunding of Prize Monies, and shall pay and refund, or cause to be paid and refunded, such Shares, when demanded, according to the Regulations contained in this or any other Act as aforesaid relating thereto, and according to such further Regulations as the said Treasurer of the Navy may deem it expedient to make for the due Performance of the Duties transferred to him by the Provisions of this Act.

Treasurer of the Navy to appoint Deputies for Matters of Prize, Droits, &c. in Places out of England.

XXVII. And, in order to prevent Delays and Losses in Matters of Prize out of *England*, be it enacted, That the Treasurer of the Navy for the Time being shall, by Power of Attorney under his Hand and Seal, depute, constitute, and appoint any Person and Persons whom he shall approve for that Purpose, to act as his lawful Attorney or Attornies, in all Matters relating to Prize, Per-centage, Droits, or other Monies in the Nature thereof, at any Place or Places out of *England;* which said Deputy or Deputies shall and may do all such Acts with relation to Prize and other Monies as aforesaid, at the Place or Places at and for which he or they shall be so appointed to act, as the said Treasurer of the Navy might do with respect to such Prize and other Monies if personally present at the Place or Places mentioned in any such Power or Powers of Attorney; and the Deputy or Deputies, or Person or Persons so appointed, shall be answerable and accountable for all Sums paid into his and their Hands on account of Prize or other Monies as aforesaid, until the same shall be by him or them paid into the Hands of the said Treasurer of the Navy, or to the Prize Account of the said Treasurer at the Bank of *England,* as any other Public Accountant is liable for other Public Monies received by him, and as the said Treasurer of the Navy is liable for Prize Money actually paid into his Account at the Bank of *England;* and the said Deputy or Deputies, or Person or Persons as aforesaid, shall immediately after the Receipt of any Prize Money, or other Monies as aforesaid, transmit the same to the Treasurer of the Navy, or cause the same to be paid to the Prize Account of the said Treasurer of the Navy at the Bank of *England.*

Assignments, &c. of Prize Money not valid unless they express the Consideration Money.

XXVIII. And be it further enacted, That no Assignment, Bargain, Sale, Order, or Contract which shall be made or given by any Warrant Officer, for or in respect of any Prize or other Money in the Hands of Prize Agents, or paid into *Greenwich* Hospital, or to the Treasurer of the Navy for the Time being, shall be valid unless such Assignment shall truly express the Consideration Money actually paid, by the Person or Persons in whose Favour such Assignment, Bargain, Sale, Order, or Contract is made, to the Person making and executing the same; and upon every such Assignment, Bargain, Sale, Order, or Contract, the Agent or Agents for Prize and Treasurer of the Navy respectively shall only pay to the Person or Persons claiming under or by virtue thereof so much Money as shall appear to have been advanced and paid as such Consideration Money as aforesaid.

Actions, &c. may be compromised in certain Cases.

XXIX. And be it further enacted, That it shall be lawful for the Commissioners of *Greenwich* Hospital (with the Consent and Approval of

of the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral,) as to all Matters relating to *Greenwich* Hospital except Prize, and for the Treasurer of the Navy of his own Authority in all Matters relating to Prize, and for the Commissioners of *Greenwich* Hospital and the Treasurer of the Navy jointly in all Matters partly relating to *Greenwich* Hospital and partly relating to Prize, as well to continue and prosecute or defend all Actions and Suits already commenced or which may hereafter be commenced, as to compromise or compound, or refer to Arbitration and settle, all Actions, Suits, Questions, or Controversies relating to the Matters aforesaid, which shall have already been commenced or arisen, or shall hereafter be commenced or arise, relating to or touching the same.

Treasurer of the Navy may act in Cases of Bankruptcy and Insolvency.

XXX. And be it enacted, That all and every the Powers, Rights, and Authorities, which by an Act passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to prevent the illegal pawning of Clothes and Stores belonging to* Chelsea *Hospital, to give further Powers to the Treasurer and Deputy Treasurer of* Chelsea *and* Greenwich *Hospitals, to punish Persons fraudulently receiving Prize Money or Pensions, and to enable the Commissioners of* Chelsea *Hospital to hold Lands purchased under the Will of Colonel* Drowley, are given, or directed or allowed to be used, exercised, and employed, in Cases of Bankruptcy and Insolvency, by the Treasurer or Deputy Treasurer of *Greenwich* Hospital, with respect to all Naval Prize Money, Grants, Per-centage, or other Allowances of Money or Shares thereof due or payable or given to the Commissioners and Governors of *Greenwich* Hospital, or due or payable or given to His Majesty's Navy or Marines, or to any Officers or Privates thereof, or other Persons entitled to share therein, or in which the said Royal Hospital at *Greenwich*, or such Person or Persons as aforesaid, had or might thereafter have any Interest, shall and may, with respect to all such Matters and Things and Persons, and with respect to all Monies by this Act directed to be paid to the Treasurer of the Navy, be used, exercised, and employed by the said Treasurer of His Majesty's Navy, now and for the Time being, or by any Person or Persons nominated and appointed by such Treasurer by Writing under his Hand and Seal for that Purpose, in as full and ample a Manner as the said Treasurer or Deputy Treasurer of *Greenwich* Hospital might or could have used, exercised, or employed the same; and all Actions and Suits hereafter to be brought, commenced, prosecuted, or defended for or on account of Prize Money or Pension Money, or other Monies payable by virtue of this Act to the Treasurer of the Navy for the Time being, or in any way relating thereto, may be brought, commenced, prosecuted, or defended by and in the Name of "the Treasurer of the Navy."

Actions to be brought in the Name of the Treasurer of the Navy.

Audit of Treasurer's Account with relation to Prize.

XXXI. And be it enacted, That the Accounts of the said Treasurer of the Navy, of Monies received and paid under the Provisions of this Act, shall be audited and passed in the same Manner as the Accounts of the Treasurer of the Navy, for Monies received and paid by him in other Branches of the Public Naval Service, are audited and passed.

Punishment of Personation and Forgery.

XXXII. And be it further enacted, That if any Person or Persons shall knowingly and willingly personate or falsely assume the Name or Character, or procure any other Person to personate or falsely assume the Name or Character, of any Commissioned Officer, Warrant Officer, Petty Officer, Seaman, or Marine, or other Person entitled or supposed to be entitled to any Pension, Arrears of Pension, Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize, or other Monies in this Act mentioned, or to any other Allowance of Money due or payable or supposed to be due or payable for or on account or in respect of any Service performed or supposed to have been performed by any such Officer, Warrant Officer, Petty Officer, Seaman, or Marine, or other Person in any Ship or Vessel, Ships or Vessels, or on Shore or otherwise; or shall knowingly and willingly personate or falsely assume the Name or Character, or procure any other Person to personate or falsely assume the Name or Character, or act, aid, or assist in the personating or falsely assuming the Name or Character of the Executor or Administrator, Wife, Widow, next of Kin, Relation, or Creditor of any such Officer, Warrant Officer, Petty Officer, Seaman, or Marine, or other Person as aforesaid, in order to receive, or to enable any other Person to receive, any Pension, Arrears of Pension, Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of any Prize or other Money as aforesaid, or any other Allowance of Money due or payable, or supposed to be due or payable, for or on account or in respect of any Service performed or supposed to have been performed by any such Officer, Warrant Officer, Petty Officer, Seaman, Marine, or other Person as aforesaid; or if any Person or Persons shall forge or counterfeit or alter, or cause or procure to be forged or counterfeited or altered, or knowingly or willingly act or aid or assist in forging or counterfeiting or altering, the Name or Handwriting of any Officer, Warrant Officer, Petty Officer, Seaman, or Marine, or other Person entitled or supposed to be entitled to any Pension, Arrears of Pension, or Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of any Prize Money, or any other Allowance of Money due or payable, or supposed to be due or payable, for or on account or in respect of any Service performed or supposed to have been performed in any Ship or Vessel, or Ships or Vessels, or on Shore, or otherwise; or the Name or Handwriting of any Officer, Under Officer, Clerk, or Person in any way concerned in the paying, or the ordering, directing, or causing the Payment of any such Pension, Arrears of Pension, or Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize Money, or other Money as aforesaid, or any other Allowance of Money due or payable or supposed to be due or payable as aforesaid; or shall falsely make, forge, counterfeit, or alter, or willingly act, aid, or assist in the false making, forging, counterfeiting, or altering, any Letter of Attorney, Bill, Ticket, Order, Certificate, Voucher, Receipt, Will, or any other Power, Instrument, Warrant, Authority, Document, or Writing whatsoever, relating to or in anywise concerning the Payment of or the obtaining or claiming any such Pension, Arrears of Pension, Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize Money, or other Monies as aforesaid, or any other Allowance of Money due or payable or supposed to be due or payable as aforesaid,

said, in order to receive, obtain, or claim any such Pension or Arrears of Pension, Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize Money, or other Money as aforesaid, or any other Allowance of Money due or payable or supposed to be due or payable as aforesaid; or shall utter or publish as true, or knowingly and willingly act, aid, or assist in uttering or publishing as true, any falsely made or forged or counterfeited or altered Letter of Attorney, Bill, Ticket, Order, Certificate, Voucher, Receipt, Will, or any other Power, Instrument, Warrant, Authority, Document, or Writing whatsoever, with Intention to receive, obtain, or claim, or to enable any other Person to receive, obtain, or claim, from any Person whatsoever authorized or supposed to be authorized to pay the same, the Payment of any such Pension, Arrears of Pension, or Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize Money, or other Money as aforesaid, or any other Allowance of Money due or payable or supposed to be due or payable as aforesaid; or shall knowingly take a false Oath in order to obtain Letters of Administration, or the Probate of any Will, in order to receive, obtain, or claim, or to enable any other Person to receive, obtain, or claim, any Pension, Arrears of Pension, Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize Money, or other Money as aforesaid, or any other Allowance of Money due or payable, or supposed to be due or payable, for or on account or in respect of the Service of any Officer, Warrant Officer, Petty Officer, Seaman, Marine, or other Person, performed or supposed to have been performed in any Ship or Vessel, or Ships or Vessels, or on Shore, or otherwise; or shall demand or receive any Pension, Arrears of Pension, Prize Money, Bounty Money, Head Money, Grant, or Share or Balance of Prize Money, or other Money as aforesaid, or any other Allowance of Money, due or payable or supposed to be due or payable as aforesaid, upon Letters of Administration or a Probate of a Will, knowing the Will on which such Probate shall have been obtained to be false, forged, or counterfeited, or knowing such Letters of Administration or the Probate of such Will as last aforesaid to have been obtained by means of any such false Oath as aforesaid, with Intention to defraud any Person or Persons whatsoever, or any Body or Bodies Politic or Corporate whatsoever; all and every such Person and Persons so offending, being thereof lawfully convicted, shall be adjudged to be guilty of Felony, and shall be transported beyond the Seas for Life, or for any Term not less than Seven Years, as the Court before whom such Person or Persons shall be convicted shall adjudge; and it shall be sufficient to charge, in any Indictment for any of the Offences aforesaid, that the Offence was committed with Intent to defraud our Sovereign Lord the King.

How Penalties shall be recovered.

XXXIII. And be it enacted, That all Fines, Forfeitures, and Penalties by this Act imposed, not exceeding Twenty Pounds, shall be sued for and recovered under the Provisions of an Act, passed in the Third Year of the Reign of His present Majesty, intituled *An Act to facilitate summary Proceedings before Justices of the Peace and others*; and of another Act, passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act for the more effectual Recovery of Penalties*

3 G. 4. c. 23.

5 G. 4. c. 18.

Penalties before Justices and Magistrates, on Conviction of Offenders; and for facilitating the Execution of Warrants by Constables; and all Penalties and Forfeitures by this Act imposed, exceeding Twenty Pounds, shall be recovered by Action in some of the Courts of Record at *Westminster* or in *Dublin*, or in the Court of Session in *Scotland*, One Half of every such Penalty to go to the Person who shall inform or sue for the same, and the other Moiety to the Treasurer of the Navy, in aid of the said *Greenwich* Out-Pensioners; and any Person or Persons whatsoever who, upon Examination upon Oath or Affirmation before any Person or Persons who shall be by this Act authorized to administer any Oath or Affirmation touching any Matters or Things whatsoever which are by this Act directed to be inquired into upon Oath or Affirmation, shall wilfully and corruptly swear or affirm any thing which shall be false or untrue, every such Person so offending, and being thereof lawfully convicted, shall be and is hereby declared to be guilty of Perjury, and shall be subject and liable to the like Pains and Penalties as any Person convicted of wilful and corrupt Perjury is by any Law or Statute now in force subject and liable to.

Persons taking false Oaths guilty of Perjury.

Act may be altered.

XXXIV. Provided always, and be it further enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be passed in this Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

C A P. XXVII.

An Act to amend the several Acts for regulating the Reduction of the National Debt.

[1st *June* 1829.]

WHEREAS by an Act passed in the last Session of Parliament, intituled *An Act to amend the Acts for regulating the Reduction of the National Debt*, it is amongst other Things enacted, that until the Fifth Day of *July* One thousand eight hundred and twenty-nine, unless other Provisions shall in the meantime be made by Parliament, there shall be set apart and issued at the Receipt of the Exchequer, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to be placed to the Account of the Commissioners for the Reduction of the National Debt, to be by them applied towards the Reduction of the National Debt, such Sum of Money as (together with the Interest on all Capital Stock whatever which on the Fifth Day of *July* One thousand eight hundred and twenty-eight was standing in the Names of the said Commissioners, either on account of the Sinking Fund, or on account of Stock transferred to them for the Purchase of Life Annuities) shall not exceed the Sum of Three Millions; and such Sum is directed by the said Act to be issued, by Four equal Quarterly Payments in each Year: And whereas it has been resolved by the Commons House of Parliament, that in lieu of the Sum of Three Millions so directed by the said recited Act to be issued towards the Reduction of the National Debt, there shall be issued, from and after the Fifth Day of *July* One thousand eight hundred and twenty-nine, at the Receipt of the Exchequer, out of the said Consolidated Fund, to the said Commissioners, to be by them applied towards the Reduction of the National Debt, such annual Sum as shall appear to be the actual Surplus Revenue of the United Kingdom of *Great Britain* and *Ireland* beyond the actual annual Expenditure thereof: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present

9 G. 4. c. 90.

Treasury shall, every Quarter, make up Accounts of the annual Revenue for the Four preceding Quarters, and One Fourth of the annual Surplus Revenue shall be issued to Commissioners for Reduction of the National Debt.

Parliament assembled, and by the Authority of the same, That for the ascertaining the actual annual Amount of such Surplus Revenue, the Lords Commissioners of His Majesty's Treasury shall, within Thirty Days next after the passing of this Act, with respect to the Quarter of the Year ending on the Fifth Day of *April*, and within Thirty Days next after the Fifth Day of *July* and the Tenth Day of *October*, in this present Year One thousand eight hundred and twenty-nine, and within Thirty Days after the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October*, in each and every subsequent Year after the passing of this Act, cause an annual Account to be prepared, shewing the actual Receipt and Expenditure of the United Kingdom of *Great Britain* and *Ireland* in the Four Quarters, for the Whole of the Year immediately preceding such several Quarterly Days respectively, according to the actual Receipt and Issue of Monies at the Receipt of His Majesty's Exchequer; and the One Fourth Part of the Sum which by every such annual Account shall appear to be the Amount of the whole actual annual Surplus Revenue, beyond the Expenditure of the said United Kingdom for such Year, shall be the Sum which shall be issued out of the said Consolidated Fund to the Commissioners for the Reduction of the National Debt, to be by them applied towards the Reduction of the National Debt during the Quarter of the Year then next immediately ensuing the Quarter within which such annual Account shall be made up as aforesaid; and the Commissioners of the Treasury, or any Three or more of them, shall certify the Amount of the actual annual Surplus Revenue of every such Year respectively to the said Commissioners for the Reduction of the National Debt; and such last-mentioned Commissioners shall thereupon publish from Time to Time, in the *London Gazette*, the Sum which under the Provisions of this Act will be so applicable in such ensuing Quarter of the Year towards the Reduction of the National Debt of the said United Kingdom.

Sums paid into the Exchequer under 4 G. 4. c. 22. not to be included in the first annual Account.

II. Provided always, and be it enacted, That the several Sums of Money directed to be paid into the said Exchequer on the Fifteenth Day of *April* and on the Fifteenth Day of *July* One thousand eight hundred and twenty-eight, under the Provisions of an Act passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to confirm an Agreement entered into by the Trustees under an Act of the last Session of Parliament, for apportioning the Burthen occasioned by the Military and Naval Pensions and Civil Superannuations, with the Governor and Company of the Bank of* England, shall not be deemed nor taken for the Purposes of this Act as Part of the Revenue of the United Kingdom, nor be included as such in the first annual Account directed to be prepared under the Provisions of this Act.

One Fourth Part of the Surplus Revenue of the preceding Year shall be issued for the Reduction of the

III. And be it further enacted, That One Fourth Part of the Sum which from Time to Time shall appear by every such annual Account respectively to be the actual Surplus Revenue of the Year immediately preceding, beyond the Expenditure of the United Kingdom, shall be charged and the same is hereby made chargeable upon the Consolidated Fund of the United Kingdom, and shall be issued and paid in and for the Quarter of the Year then next ensuing the Quarter of

the Year within which such annual Account respectively is hereinbefore directed to be made up, either into the Bank of *England* or into the Bank of *Ireland*, to the Account of the Commissioners for the Reduction of the National Debt, as the said Commissioners shall direct, to be by them applied towards the Redemption of the National Debt of the United Kingdom, in such Proportions, and at such Time and Times in each and every Quarter in every future Year, as the said Commissioners for the Reduction of the National Debt shall require, according to the Provisions and Directions of any Act or Acts in force respecting Sums issued from the said Exchequer towards the Reduction of the said National Debt.

National Debt for the Quarter then next ensuing.

IV. And be it further enacted, That all Capital Stock whatever, (save and except such Capital Stock standing in the Names of the said Commissioners for the Reduction of the National Debt, as by an Act of the Fourth Year of His present Majesty, for further regulating the Reduction of the National Debt, is directed to be carried to "The Account of Donations and Bequests towards reducing the National Debt,") and all Annuities for any Term or Terms of Years, which on the Fifth Day of *July* One thousand eight hundred and twenty-nine shall stand or be placed in the Names of the said Commissioners in the Books of the Governor and Company of the Bank of *England*, or of the Governor and Company of Merchants of *Great Britain* trading to the *South Seas* and other Parts of *America*, and for encouraging the Fishery, or of the Governor and Company of the Bank of *Ireland*, either on the Account of the Fund commonly called "The Sinking Fund," or which shall have been transferred to the said Commissioners for the Purchase of Life Annuities, shall be cancelled in the Books of the said Banks and *South Sea* Company respectively; and the Interest or Dividend on all such Capital Stock and Annuities, which would have been payable upon or after the said Fifth Day of *July* One thousand eight hundred and twenty-nine, shall cease to be issued out of or to be charged upon the Consolidated Fund, and no such Interest or Dividend, or Annuities for any Term or Terms of Years, shall be chargeable or be charged upon or issued out of the said Consolidated Fund on the Fifth Day of *July* One thousand eight hundred and twenty-nine, or on any subsequent Day or Time whatever.

All Stock and Annuities for Years, standing in the Names of the Commissioners for the Reduction of the National Debt on the 5th July 1829, shall be cancelled, and the Dividends cease to be issued:

V. And be it further enacted, That all Stock, and all Annuities for any Term or Terms of Years, which at any Time after the said Fifth Day of *July* One thousand eight hundred and twenty-nine shall be purchased by the said Commissioners with the Monies issued to them from Time to Time under the Provisions of this Act, shall in like Manner be cancelled; and all Interest or Dividends thereon respectively shall cease to be charged upon or to be issued out of the said Consolidated Fund from and after the Day upon which any such Capital Stock or Annuities respectively shall be transferred to and placed in the Names of the said Commissioners in the Books of the said Banks and *South Sea* Company respectively.

And all Stock, &c. transferred after 5th July 1829, shall be cancelled from the Day of Transfer.

VI. And be it further enacted, That it shall and may be lawful for the Commissioners for the Reduction of the National Debt, and they are hereby authorized and empowered from Time to Time, if they shall deem it expedient so to do, and under such Regulations as the

Commissioners may purchase any Exchequer Bills, or advance Money

on Deficiency Bills, under 57 G. 3. c. 48.

the said Commissioners shall direct, to apply and employ any Part or Parts of the Sums of Money which shall be placed to their Account in pursuance of this Act, either in the Purchase of Exchequer Bills held by any Person or Persons, or by any Body Politic or Corporate whatever, or in the paying off Exchequer Bills, or in the lending and advancing of Money upon the Credit of any Exchequer Bill or Bills which shall or may be made out in pursuance of an Act of the Fifty-seventh Year of His late Majesty's Reign, intituled *An Act to make further Provision for the Adjustment of the Accounts of the Consolidated Fund of the United Kingdom, and for making good any occasional Deficiency which may arise in the said Fund in* Great Britain *and* Ireland *respectively, and to direct the Application of the Monies by the Commissioners for the Reduction of the National Debt;* or in the lending and advancing of Money upon the Credit of any other Exchequer Bills which are or shall be made out under any Act or Acts now or from Time to Time in force; any thing in any Act or Acts to the contrary thereof in anywise notwithstanding.

Such Exchequer Bills shall be cancelled within Seven Days after each Quarter.

VII. And be it further enacted, That the Commissioners for the Reduction of the National Debt shall cause all Exchequer Bills whatever, which shall be so purchased, or upon which any Sum or Sums of Money shall be so advanced by them or on their Account under the Provisions of this Act, to be delivered to the Paymasters of Exchequer Bills, to be cancelled, within Seven Days next after the Expiration of the Quarter in which such Purchase or Advance shall be made; and the said Paymasters are hereby required, upon the delivering thereof, to cancel all such Exchequer Bills accordingly.

Commissioners shall apply all Sums issued to them in Reduction of the National Debt.

VIII. And be it further enacted, That the Commissioners for the Reduction of the National Debt shall from Time to Time apply all such respective annual Sums as shall by virtue of this Act be issued or granted, and placed to their Account in the Books of the Governor and Company of the Banks of *England* and *Ireland* respectively, either in the whole or in part, in the Purchase of such redeemable Public Annuities, or Annuities for any Term or Terms of Years, or in the Purchase of Exchequer Bills, or in the paying off Exchequer Bills, or in the advancing of such annual Sums upon the Credit of any Exchequer Bills herein-before mentioned, as the said Commissioners may from Time to Time judge most expedient; and that the several Directions, Provisions, and Regulations contained in any Act or Acts in force at the Time of the passing of this Act, with respect to any Monies applicable by the said Commissioners to the Reduction of the National Debt, shall be valid and effectual with respect to any Monies issued to them or placed to their Account by virtue of this Act, and shall be applied in the Execution of this Act, except only so far as the same are repealed or altered by this Act.

Powers of former Acts extended to this Act.

Act may be altered this Session.

IX. And be it further enacted, That this Act may be amended, altered, or repealed by any Act to be passed in this Session of Parliament.

LONDON: Printed by George Eyre and Andrew Strahan, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXVIII.

An Act to apply a Sum out of the Consolidated Fund and the Surplus of Ways and Means to the Service of the Year One thousand eight hundred and twenty-nine. [1st *June* 1829.]

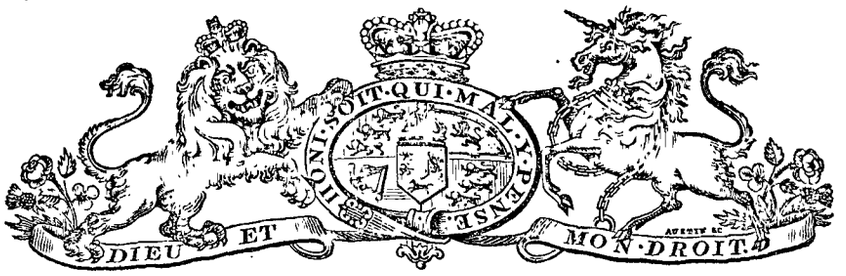
Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, towards raising the necessary Supplies which we have cheerfully granted to Your Majesty in this Session of Parliament, have resolved to grant unto Your Majesty the Sums herein-after mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That there shall and may be issued and applied, for or towards making good the Supply granted to His Majesty for the Service of the United Kingdom of *Great Britain* and *Ireland* for the Year One thousand eight hundred and twenty-nine, the Sum of Ten millions seven hundred thousand Pounds out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, and also the Sum of Five hundred and six thousand two hundred and twelve Pounds Two Shillings and Eight-pence Halfpenny, being the Surplus of Ways and Means granted for the Years One thousand eight hundred and twenty-

There shall be applied, for the Service of 1829, 10,700,000*l.* from Consolidated Fund, and 506,212*l.* 2*s.* 8½*d.* from Surpluses of Ways and Means.

twenty-three, One thousand eight hundred and twenty-four, One thousand eight hundred and twenty-five, One thousand eight hundred and twenty-six, One thousand eight hundred and twenty-seven, and One thousand eight hundred and twenty-eight; and the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* now or for the Time being, or any Three or more of them, or the Lord High Treasurer of the United Kingdom of *Great Britain* and *Ireland* for the Time being, are or is hereby authorized and empowered to issue and apply the same accordingly.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXIX.

An Act to defray the Charge of the Pay, Clothing, and contingent and other Expences of the Disembodied Militia in *Great Britain* and *Ireland*; and to grant Allowances in certain Cases to Subaltern Officers, Adjutants, Paymasters, Quartermasters, Surgeons, Assistant Surgeons, Surgeons Mates, and Serjeant Majors of the Militia, until the Twenty-fifth Day of *March* One thousand eight hundred and thirty.

[1st *June* 1829.]

WHEREAS it is necessary that Provision should be made for defraying the Charge of the Pay, Clothing, and contingent and other Expences of the Regular Militia, and of the Miners of *Cornwall* and *Devon*, when disembodied, in *Great Britain* and *Ireland*; and also for making Allowances of Reduced Pay in certain Cases to Subaltern Officers and Surgeons Mates of the Regular Militia, and of the Miners of *Devon* and *Cornwall*, in *Great Britain*, while disembodied; and also an Allowance to Adjutants, Paymasters, Surgeons, Quartermasters, and Serjeant Majors of the Regular Militia, who have been or may be reduced, and to Adjutants, Surgeons, and Quartermasters after long Service; be it therefore

therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Secretary at War for the Time being may and shall, and he is hereby authorized, empowered, and required to cause to be issued and paid the whole Sum required for the Regular Militia of *Great Britain* and *Ireland* (when disembodied), in the Manner and for the several Uses herein-after mentioned; (that is to say,) for the Pay of the said Regular Militia at the Rates following; (that is to say,)

Secretary at War to issue the Money required for the Pay of the Regular Militia.

Rates of Pay.

For each Adjutant, Eight Shillings *per Diem:*

For each Serjeant Major, having been Serjeant Major of a Provisional Battalion of Militia, Two Shillings and Sixpence *per Diem:*

For each Serjeant Major, where One is appointed in Corps consisting of Two or more Companies, One Shilling and Ten-pence *per Diem:*

For each Serjeant, having been a Colour Serjeant in One of the Provisional Battalions of Militia, Two Shillings *per Diem:*

For each Serjeant doing the Duty of Quartermaster Serjeant, One Shilling and Ten-pence *per Diem:*

For each Serjeant, One Shilling and Sixpence *per Diem:*

For each Drum Major, where One is appointed in Corps consisting of Eight or more Companies, One Shilling and Sixpence *per Diem:*

For each Drummer, One Shilling *per Diem:*

Rates of Pay when absent on Furlough.

Provided always, that when any Serjeant or Drummer shall be absent on Furlough or Licence, such Serjeant or Drummer shall during such Absence receive Sixpence *per Diem* less than the above-mentioned Rates respectively:

Clothing.

And also for the Clothing of the Regular Militia (when disembodied), in Cases in which full Clothing shall be provided by the Colonel or Commandant, at the Rate of Five Pounds Twelve Shillings and One Penny for each Serjeant Major and Serjeant doing the Duty of Quartermaster Serjeant; Three Pounds for each Serjeant; Two Pounds Eighteen Shillings and Seven-pence for each Drum Major and Drummer; and One Pound Seventeen Shillings for each Private Man; and so in proportion, in the Cases in which only Part of the Clothing shall be provided by the Colonel or Commandant, together with the actual Expence of Package and Carriage, and such Charges for altering and fitting the Clothing as shall have been notified by the Secretary at War; and that such Serjeant Majors, Serjeants acting as Quartermaster Serjeants, Drum Majors, Serjeants, and Drummers, as are now serving on the Disembodied Staff, and shall be resident at Head Quarters, shall be clothed Once in Two Years; and that such as shall, after the passing of this Act, be appointed to serve on the Disembodied Staff, shall be clothed Once in Four Years:

Contingent Fund.

And also at the Rate of One Penny *per* Month for each Private Man and Drummer or Fifer, for defraying the contingent Expences of each Regiment, Battalion, or Corps.

Adjutant, &c. to reside where the Arms of the Corps are kept.

II. And be it further enacted, That every Adjutant, Non-commissioned Officer, and Drummer on the Staff of the Regular Militia, when disembodied, shall be constantly resident within the City, Town, or Place where the Arms of the Corps to which they belong are kept, or within such reasonable Distance of the Depôt as shall be sanctioned by the Secretary at War: Provided always, that every such Adjutant, Non-commissioned Officer, and Drummer shall forfeit his Pay for any Period during which he shall be absent, except when absent by Leave from the Colonel or Commandant of the Regiment, Battalion, or Corps, which Leave shall not extend beyond Three Calendar Months in One Year, nor to a greater Proportion than One Third of the Non-commissioned Officers and Drummers at the same Time, except in Case of certified Sickness.

Adjutant to have Charge of the Arms and Clothing; and to issue the Money for contingent Expences, on an Order signed by the Colonel.

Balance to form a Stock Purse.

III. And be it further enacted, That the Adjutant of each Regiment of Militia shall have the Charge and Care of the Arms, Accoutrements, Great Coats, Clothing, Necessaries, and other Stores under the Superintendance of the Colonel or Commandant; and shall, out of the Allowance of One Penny *per* Month for each Private Man and Drummer, directed by this Act to be issued and paid for defraying the contingent Expences of such Regiment, Battalion, or Corps, from Time to Time issue and pay such Sums of Money as may be necessary for the Repair of Arms, and other usual contingent Expences, upon an Order in Writing signed by the Colonel or other Commandant; and after Payment of such Sums as aforesaid, he shall Three Times in the Year make up Accounts of all such Money, and of the Expenditure thereof, showing the Balances remaining in his Hands, (which said Balance shall form a Stock Purse for the Use of the Regiment, Battalion, or Corps,) and shall transmit the same to the Colonel or other Commandant of such Regiment, Battalion, or Corps, to be by him examined, allowed, and signed; and the said Accounts so allowed and signed shall be and are hereby directed to be the proper Vouchers and Acquittal of such Adjutant for the Application and Disposal of such Money.

In Absence of the Adjutant, the Serjeants, &c. to be under the Command of the Serjeant Major.

IV. And be it further enacted, That in the occasional and unavoidable Absence of the Adjutant from the City, Town, or Place where the Arms of any Corps of Militia when disembodied are kept, or during any Vacancy in the Appointment of Adjutant, the Serjeants and Drummers shall be under the Command of the Serjeant Major, or of some Serjeant who shall be appointed by the said Adjutant, with the Approbation of the Colonel or other Commanding Officer, to act as Serjeant Major during the Absence of such Adjutant; and the said Serjeant Major or acting Serjeant Major shall render the same Returns, and perform such other Acts, as are by Law required from the Adjutant.

Militia, when called out for Training or Exercise, entitled to Pay.

V. And be it further enacted, That the Officers and Non-commissioned Officers, Drummers, and Private Men of the Regular Militia shall, for the Period or Periods during which they shall be called out for the Purpose of annual Exercise or Training, be entitled to the same Pay and Allowances as the Officers, Non-commissioned Officers, Drummers, and Private Men of the Militia when embodied.

VI. And

Allowances to Subalterns and Surgeons Mates and Assistant Surgeons.

VI. And whereas it is expedient to grant Allowances to certain Officers of the said Militia Forces of *Great Britain* and *Ireland*, while disembodied, under certain Regulations; be it further enacted, That the following Allowances shall be made and paid to the Amount, under the Restrictions, and in the Manner herein-after expressed, to every Subaltern Officer and Surgeon's Mate in *Great Britain*, and to every Subaltern Officer and Assistant Surgeon in *Ireland*, who held a Commission in the Militia of *Great Britain* or *Ireland*, and was serving therein when the Corps was disembodied, and also to every Supernumerary Subaltern Officer and Assistant Surgeon of any Regiment of Militia in *Ireland*, which was augmented during the War, and which has been reduced to its original Establishment; (that is to say,)

To a Lieutenant, Two Shillings and Sixpence *per Diem*:
To an Ensign, Two Shillings *per Diem*:
And to a Surgeon's Mate or Assistant Surgeon, Two Shillings and Sixpence *per Diem*:

Provided always, that all Officers of the Militia serving with the Rank of Captain-Lieutenants shall be deemed to be Lieutenants, and all Officers serving with the Rank of Second Lieutenant shall be deemed to be Ensigns, for the Purposes of this Act; and provided always, that such Allowances shall not be received for the Days during which the Regiment, Battalion, or Corps to which such Officers belong is assembled for Training and Exercise.

VII. Provided also, and be it further enacted, That no Person who is or shall during the Continuance of this Act become possessed of such an Estate or Income as would by Law qualify him to hold the Commission of Captain of a Company in the said Militia, or who is or shall be appointed Adjutant in any Regiment, Battalion, or Corps of Militia, nor any Officer on Full Pay of the Navy, Army, or Marines, shall have or be in any way entitled to the said Allowances, or any Part or Share thereof; any thing herein contained to the contrary thereof in anywise notwithstanding.

Oath to be taken to entitle to such Allowances.

VIII. And be it further enacted, That the Subaltern Officers, Surgeon's Mate, and Assistant Surgeons of the Militia, who shall claim under the Authority of this Act to receive any Part of the said Allowances, shall, previous to receiving the same, and in order to entitle themselves thereto, take and subscribe an Oath before some one of His Majesty's Justices of the Peace in the United Kingdom, or before some one of His Majesty's Ministers, Secretaries of Embassy, of Legation, or Consuls Abroad, in the Words or to the Effect following; (*videlicet*,)

Form of Oath.

'I *A. B.* do swear, That I belonged to the
' of Militia when the same was disembodied, and that I have
' continued to serve therein from that Time until the
' Day of inclusive, as a [Lieutenant, Ensign,
' Surgeon's Mate, *or* Assistant Surgeon, *as the Case may be*]; and
' that I was not in my own Right or in the Right of my Wife, during
' any Part of the Period for which I now claim to receive my
' Allowance,

'Allowance, that is to say, from the Day of
' to the Day of both
' inclusive, in the actual Possession and Enjoyment or Receipt of the
' Rents and Profits of Lands, Tenements, or Hereditaments of such
' an annual Value above Reprizes as would qualify me to hold a
' Commission of Captain of a Company in the Militia; that I was
' not in Holy Orders; that I have not during the above Period held
' the Appointment of Adjutant, Surgeon, Paymaster, or Quarter-
' master in any Regiment, Battalion, or Corps of Militia; that I did
' not hold or enjoy, nor did any Person for me hold or enjoy, during
' the said Period, any Place, Office, or Employment of Profit, Civil
' or Military, under the Crown or any other Government, besides
' the Allowance of a Day now claimed, except
' my Half Pay as a [of the Army *or* Navy *or*
' Marines, *or* of a Provisional Battalion formed from the Militia,
' *as the Case may be*], and any Pay and Allowances from the
' to the both Days inclusive, during which
' Period the Corps was assembled for Training and Exercise.
' So help me GOD.'

Which Oath, so taken and subscribed, shall be produced to the Paymaster General of His Majesty's Forces, or to the Officer paying the Staff of the Regiment, (as the Case may be,) by the Subaltern Officer, Surgeon's Mate, or Assistant Surgeon claiming the Allowance.

Allowances to Officers reduced in 1829.

IX. And be it further enacted, That the following Allowances shall be made and paid to the Amount, under the Restrictions, and in the Manner hereafter expressed, to certain Paymasters, Surgeons, and Quartermasters of the Militia of *Great Britain* and *Ireland*, on their being reduced in pursuance of an Act passed in this present Session; that is to say,

Paymasters.

To every Paymaster who at the Time of the last disembodying of his Corps held the Commission of Paymaster, and had served up to that Time uninterruptedly with such Commission, or with the Appointment of Quartermaster, such a Period as shall have included a Service in the Embodied Militia,

- Of Ten Years or upwards, his present Disembodied Pay of Six Shillings, Five Shillings, or Four Shillings *per Diem*, according to the Establishment of the Corps;
- Of Three Years or upwards, but under Ten Years, Five Shillings *per Diem* where the present Disembodied Pay is Six Shillings; Four Shillings and Sixpence *per Diem* where the present Disembodied Pay is Five Shillings; Three Shillings and Sixpence *per Diem* where the present Disembodied Pay is Four Shillings;
- Of less than Three Years, Four Shillings *per Diem* where the present Disembodied Pay is Six Shillings; Three Shillings and Sixpence *per Diem* where the present Disembodied Pay is Five Shillings; Three Shillings *per Diem* where the present Disembodied Pay is Four Shillings *per Diem*:

To every Paymaster who has been appointed Paymaster since his Corps was disembodied, but who at the Time of the last disembodying thereof was serving with the Commission of Lieutenant, Two Shillings and Sixpence *per Diem*;

With the Commission of Ensign, Two Shillings *per Diem*;
With the Rank of Serjeant, having served Ten Years in the Embodied Militia, or as a Non-commissioned Officer, Two Shillings *per Diem*:

Surgeons. To every Surgeon who at the Time of the last disembodying of his Corps was serving with the Commission of Surgeon, and had served up to that Time uninterruptedly with such Commission such a Period as shall have included a Service in the Embodied Militia,
Of Ten Years or upwards, Six Shillings *per Diem*;
Of Three Years or upwards, but less than Ten Years, Five Shillings *per Diem*;
Of less than Three Years, Four Shillings *per Diem*:

To every Surgeon who has been appointed Surgeon since his Corps was disembodied, but who at the Time of the last disembodying thereof was serving with the Commission of Surgeon's Mate or Assistant Surgeon, and had served with such Commission up to that Time uninterruptedly such a Period as shall have included a Service in the Embodied Militia,
Of Ten Years or upwards, Five Shillings *per Diem*;
Of Three Years or upwards, but less than Ten Years, Four Shillings *per Diem*;
Of less than Three Years, Three Shillings and Sixpence *per Diem*:

Quarter-masters. To every Quartermaster who at the Time of the last disembodying of his Corps was serving with the Appointment of Quartermaster, and had served up to that Time uninterruptedly with such Appointment such a Period as shall have included a Service in the Embodied Militia,
Of Ten Years or upwards, Five Shillings *per Diem*;
Of Three Years or upwards, but under Ten Years, Three Shillings and Sixpence *per Diem*;
Of less than Three Years, Three Shillings *per Diem*:

To every Quartermaster who has been appointed Quartermaster since his Corps was disembodied, but who at the Time of the last disembodying thereof was serving with the Commission of Lieutenant, Two Shillings and Sixpence *per Diem*;
With the Commission of Ensign, Two Shillings *per Diem*;
With the Rank of Serjeant, having served Ten Years in the Embodied Militia as a Non-commissioned Officer, Two Shillings *per Diem*:

Provided always, that such Allowances shall not be received for the Days during which the Corps to which the Officers belong shall be assembled for Training and Exercise.

Oath to be taken by Officers claiming Allowances. X. And be it further enacted, That every Paymaster, Surgeon, and Quartermaster of Militia, who shall claim under the Authority of this Act to receive any Part of the said Allowances, shall, previous to receiving the same, and in order to entitle himself thereto, take and subscribe an Oath before some one of His Majesty's Justices of the Peace in the United Kingdom, or before some one of His Majesty's Ministers, Secretaries of Embassy or of Legation, or Consuls Abroad, in the Words or to the Effect following; (*videlicet*,)

I *A.B.*

Form of Oath.

'I *A. B.* do swear, That I was serving as [Paymaster, Surgeon, *or* Quartermaster, *as the Case may be,*] in the of Militia, at the Reduction of the Staff of the said Militia in One thousand eight hundred and twenty-nine; and that I was not in Holy Orders during any Part of the Period for which I now claim to receive an Allowance, that is to say, from the Day of One thousand eight hundred and to the Day of One thousand eight hundred and ; and that I did not hold or enjoy, nor did any Person for me hold or enjoy, during any Part of the said Period, any Place, Office, or Employment of Profit, Civil or Military, under the Crown or any other Government, besides the Allowance of a Day, now claimed, except my Half Pay as a [of the Army *or* Navy *or* Marines, *or* of a Provisional Battalion formed from the Militia, *as the Case may be,*] and except my Pay and Allowances from the to the both Days inclusive, during which Period the Militia was assembled for Training and Exercise.

'So help me GOD.'

Which Oath, so taken and subscribed, shall be produced to the Paymaster General of His Majesty's Forces by the Paymaster, Surgeon, or Quartermaster claiming the Allowance: Provided always, that any Paymaster receiving Pay in the Disembodied Militia previous to such Reduction as aforesaid, and being on Naval or Military Half Pay, or entitled to any Allowance as having served in any of His Majesty's Regular Forces, or Navy or Marines, shall, notwithstanding such Militia Pay, be entitled to receive such Half Pay or Allowance: Provided always, that the Fact of his receiving such Militia Pay shall be stated in the Affidavit to be made by him for the said Half Pay or Allowance.

Out-Pension to Reduced Corporals and Drummers.

XI. And whereas all the Corporals, and a Proportion of the Drummers of the Militia of the United Kingdom of *Great Britain* and *Ireland*, are, in pursuance of the Provision of an Act passed during the present Session, to be discontinued and struck off the Establishment of the Disembodied Staff; be it further enacted, That such of the Corporals and Drummers, so discontinued, as were serving as Corporals or Drummers at the Time of the last disembodying of their Corps, and have continued to serve in the Disembodied Staff from that Time to the present, who, reckoning their previous Service in any or all of the Ranks of Non-commissioned Officer, Drummer, or Private, have in the whole completed Twenty Years uninterrupted Service, shall be placed on the Out-Pension of Five-pence a Day, although they should not be unfit for further Service; any thing in any Act or Acts to the contrary notwithstanding: Provided always, that such Corporals and Drummers shall have served the Period of Twenty Years after the Age of Eighteen, excepting the Cases in which the Individuals were serving as Drummers previous to the Age of Eighteen, in which Cases it shall be lawful to reckon the Twenty Years Service after the Age of Sixteen: Provided always, that the Provisions herein made in respect of Drummers shall be deemed to apply to Fifers: Provided always, that

that no Corporal, Drummer, or Fifer, to whom the Pension of Fivepence *per Diem* shall be granted in pursuance of this Act, shall be entitled to receive the said Pension for any Period during which he shall be serving in the Militia.

Subalterns and Surgeons Mates, &c. to attend the annual Exercise, &c.

XII. And be it further enacted, That every Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, and Assistant Surgeon of the Militia, who shall be entitled or claim to be entitled to the Benefits of this Act, shall regularly attend the annual Exercise and Training of the Regiment, Battalion, or Corps to which he belongs, during the whole of the Time it shall be assembled for that Purpose, and shall during the said Time punctually do and perform his Duty as a Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, or Assistant Surgeon of such Regiment, Battalion, or Corps, on pain of forfeiting the said Allowance, as well as the rest of his Pay, and every Part thereof, which may be due for the current Year in which he shall neglect or refuse to attend; and a Certificate of his having so attended and performed his Duty, signed by the Commanding Officer of the Regiment, Battalion, or Corps to which he may belong, shall be transmitted to the Paymaster General by the Officer claiming the Allowance: Provided always, that in case any such Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, or Assistant Surgeon, claiming to be entitled to such Allowance, shall by his Commanding Officer be permitted or suffered, for any special Cause or unavoidable Necessity, to be absent during the Whole or any Part of such annual Exercise, for which Purpose it shall be lawful for such Commanding Officer to grant such Leave of Absence, then and in such Case it shall be lawful for such Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, or Assistant Surgeon, who may be so permitted to be absent, and have such Leave in Writing, to demand and receive the said Allowance and every Part thereof in like Manner as if he had attended during the whole of the said annual Exercise: Provided always, that the Reason for such Absence, as well as the Duration thereof, shall be carefully and truly specified in a Certificate (in lieu of that before mentioned), to be signed by the Commanding Officer, and to be furnished as soon as conveniently may be to the Paymaster General.

Commanding Officer may grant Leave of Absence.

If the Regiment be not called out before the Time fixed for the Payment, the Allowance shall be paid on taking the Oath, without Certificate of Attendance.

XIII. Provided always, and be it further enacted, That in case any Regiment, Battalion, or Corps of Militia, after the disembodying thereof, and before the Time fixed for the Payment of the said Allowances, shall not be called out for the annual Exercise and Training thereof, every Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, and Assistant Surgeon belonging to any such Regiment, Battalion, or Corps, and coming within the Description of this Act, who shall have taken and subscribed the Oath herein-before mentioned before any such Justice of the Peace as aforesaid, shall be entitled to the said Allowance as if he had regularly attended the annual Exercise and Training of such Regiment, Battalion, or Corps during the whole of the Time by Law appointed for that Purpose, and as if a Certificate of such Attendance, signed

signed by the Commanding Officer of the Regiment, Battalion, or Corps, had been furnished.

Allowances to be paid quarterly.

XIV. And be it further enacted, That upon such Oaths and Certificates as aforesaid, or where any Regiment of Militia shall not have been called out to their annual Exercise as aforesaid, upon the said Oaths being produced to the Officers acting as Paymasters of the respective Regiments, or to the Paymaster General, it shall be lawful for such Officers and for the Paymaster General, and they are hereby authorized and required, to pay to the said Subaltern Officers, Surgeons Mates, and Assistant Surgeons, according to their Commissions of Lieutenant, Ensign, Surgeon's Mate, or Assistant Surgeon, their respective Allowances above mentioned, for Three Months, or other proper Period, on the Twenty-fourth Day of *June* One thousand eight hundred and twenty-nine, and the other Proportions of the same, as also the Allowances to the Reduced Paymasters, Surgeons, and Quartermasters, for the Periods ending on the Twenty-fourth Day of *September* One thousand eight hundred and twenty-nine, the Twenty-fourth Day of *December* One thousand eight hundred and twenty-nine, and the Twenty-fourth Day of *March* One thousand eight hundred and thirty, without any Deduction whatsoever; the Oaths and Certificates before mentioned to be by them preserved and produced as Vouchers for the Payments.

On Neglect of Attendance, Subalterns, &c. shall forfeit their Claim to the Allowance.

XV. And be it further enacted, That the Paymasters, Surgeons, Quartermasters, Subaltern Officers, Surgeons Mates, and Assistant Surgeons of the Militia, entitled or claiming to be entitled to the Benefits of this Act, shall at all Times be liable to serve in the respective Regiments, Battalions, or Corps to which they belong, whenever the same shall be embodied and called out upon active Service; and in case of Neglect or Refusal to attend when called upon at such Times or for such Occasions as may be required of them in pursuance of the Laws now in force respecting the Militia when disembodied, each and every such Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, and Assistant Surgeon shall, on such Neglect or Refusal being certified to the Secretary at War, and, in respect of the Militia of *Great Britain*, to the Lord Lieutenant of the County, by the Colonel or other Commandant of the Regiment, Battalion, or Corps to which such Paymaster, Surgeon, Quartermaster, Subaltern, Surgeon's Mate, or Assistant Surgeon shall belong, forfeit his Claims to the said Allowance and every Part thereof, and shall also be considered as having resigned and vacated his Commission to all Intents and Purposes whatsoever.

Supernumerary Lieutenants, &c. succeeding to Vacancies, shall be entitled to the Pay and Allowances under this Act.

XVI. And be it further enacted, That whenever any Supernumerary Lieutenant, Ensign, or Assistant Surgeon of any Regiment of Militia in *Ireland*, which shall have been augmented during War, and which shall have been reduced to its original Establishment, shall have succeeded or shall succeed to any Vacancy which shall have occurred or shall occur in any such Regiment respectively, such Lieutenant, Ensign, or Assistant Surgeon shall, from the Time of his so succeeding, be entitled to such Pay and Allowances under this

this Act, and in like Manner, and to the like Amount, and under the like Restrictions and Regulations, as any Lieutenant, Ensign, or Assistant Surgeon who shall have been serving on the original Establishment of such Regiment at the Time of the disembodying thereof; and such Lieutenant, Ensign, or Assistant Surgeon so succeeding shall be deemed to have belonged to such Regiment when the same was disembodied, and to have continued to have served therein from that Time, and shall in all respects from and after his so succeeding be subject to the Regulations in this Act contained with respect to any Lieutenant, Ensign, or Assistant Surgeon of the said Militia who shall claim and receive the Pay and Allowances under this Act.

Allowance not to be paid while the Militia is embodied.

XVII. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to entitle any Paymaster, Surgeon, Quartermaster, Subaltern Officer, Surgeon's Mate, or Assistant Surgeon as aforesaid, to the said Allowance, or any Part thereof, during the Time the Militia to which he belongs shall be embodied or ordered out on actual Service.

Persons on Half Pay, or entitled to Allowance as having served in the Army or Navy, empowered to receive Pay, &c. during Training.

XVIII. Provided always, and be it further enacted, That any Person being on Naval or Military Half Pay, or being entitled to any Allowance as having served in any of His Majesty's Forces or Navy or Marines, and serving in the Militia, shall and may and he is hereby empowered to receive and take the Pay and Allowances by this Act directed to be paid to the Field Officers, Captains, Lieutenants, Ensigns, Adjutants, Quartermasters, Surgeons, Surgeons Mates, and Assistant Surgeons, when assembled for annual Training; and the receiving and taking any such Pay and Allowances by any such Field Officer, Captain, Lieutenant, Ensign, Adjutant, Quartermaster, Surgeon, Surgeon's Mate, or Assistant Surgeon,. shall not prevent such Person on Half Pay, or being entitled to any such Allowance, from receiving his Half Pay or such Allowance: Provided always, that such Person shall, in the Oath to be taken for the Receipt of the Half Pay or such Allowance, declare that he has received or is entitled to such Militia Pay and Allowances, and shall specify the Militia Rank which entitles him to the same.

Adjutants, &c. Non-commissioned Officers or Privates, not to lose their Right to Chelsea Pensions, &c.

XIX. Provided always, and be it further enacted, That no Adjutant, Quartermaster, Non-commissioned Officer, Drummer, or Private Man in the Regular Militia, entitled to receive any *Chelsea* or *Kilmainham* Pension or Allowance on account of Service in the Regular Army, shall forfeit or lose his Right to the same by reason of his serving and receiving Pay in the Regular Militia; nor shall any Quartermaster, Subaltern, Surgeon's Mate, or Assistant Surgeon forfeit or lose his Right to receive any such *Chelsea* or *Kilmainham* Pension or Allowance by reason of his receiving the Allowance by this Act granted to him when disembodied.

Allowance to be made for Medicines.

XX. And be it further enacted, That there shall be granted for each Regiment of Regular Militia, when disembodied, a Sum of Money after the Rate of One Guinea for every One hundred Men of each such Regiment, for the Expence of necessary Medicines for

the sick Non-commissioned Officers, Drummers, Fifers, and Private Men of such Regiment, during the Period or Periods of Assembly for annual Exercise or Training; and also an Allowance of Twopence *per* Week for each of the Non-commissioned Officers and Drummers of each Regiment on the Disembodied Staff at Head Quarters, for the Expence of necessary Medicines and Attendance given to the said Non-commissioned Officers and Drummers while such Regiment is not called out for annual Training and Exercise.

Adjutants appointed before 24 Dec. 1814, entitled to receive, after a Service of Twenty Years, if unfit for further Service, an Allowance of 8*s.* per Day;

XXI. And be it further enacted, That every Adjutant of Regular Militia who shall have been appointed as such before the Twenty-fourth Day of *December* One thousand eight hundred and fourteen, and who shall have served faithfully, either in His Majesty's Regular Forces, or in the Regular or Local Militia, for the full Term of Twenty Years in the whole, whereof Ten shall have been in Service as an Adjutant of Regular Militia, who shall have been or shall be by Age or Infirmity rendered unfit for further Service, shall, on producing to the Secretary at War a Certificate of such Service of Twenty Years as aforesaid from the Commanding Officers of the different Corps to which he shall have belonged, and upon obtaining an Order from the Secretary at War founded upon such Certificate, be entitled to receive, and the Paymaster General, or the Officer acting as the Paymaster of the Regiment, as the Case may be, shall and he is hereby authorized to pay to such Person an Allowance at the Rate of Eight Shillings *per Diem*: Provided always, that no Person shall be entitled to receive such Allowance as aforesaid who shall hold any Military Office or Employment of Profit under His Majesty or any other Government; and that no Person who shall at the Time of the passing of this Act hold any Civil Place or Employment of Profit under His Majesty, or in the Colonies or Possessions of His Majesty beyond the Seas, or under any other Government, shall receive any Part of the said Allowance for any Time during which he held such Civil Place or Employment, except in the Cases in which the Emoluments of such Civil Place or Employment shall not exceed Three Times the Amount of the said Allowance, and unless in such excepted Cases His Majesty's Consent to the holding of such Civil Place or Employment shall have been signified through the Secretary at War; and that no Person who shall after the passing of this Act be appointed to any Civil Place or Employment of Profit under His Majesty, or in the Colonies or Possessions of His Majesty beyond the Seas, or under any other Government, shall receive any Part of the said Allowance for any Time during which he shall hold such Civil Place or Employment: Provided always, that any Adjutant who shall have been appointed since the Twenty-fourth Day of *December* One thousand eight hundred and fourteen, who shall have served faithfully, either in His Majesty's Regular Forces or in the Regular or Local Militia, for the full Term of Thirty Years in the whole, whereof Fifteen shall have been in Service as an Adjutant of Regular Militia, and who shall be by Age or Infirmity rendered unfit for further Service, shall, upon producing to the Secretary at War a Certificate of such Service of Thirty Years as aforesaid from the Commanding Officers of the different Corps to which he shall have belonged, and upon obtaining an Order from the Secretary at War founded upon such Certificate, be

provided they do not hold certain other Appointments.

Adjutants appointed since 24 Dec. 1814, entitled to receive after Thirty Years Service, &c. an Allowance of 6*s.* per Day.

be entitled to receive an Allowance at the Rate of Six Shillings a Day, in like Manner and subject to the same Restrictions and Conditions as the aforesaid Allowance of Eight Shillings: Provided also, that no such Adjutant shall lose any Right he may have to Half Pay or Out-Pension by reason of receiving such Allowance as aforesaid, but shall be entitled to receive such Half Pay as well as such Allowance.

Right to Half Pay reserved.

Quartermasters, after a Service of Thirty Years, and unfit for further Service, entitled to an Allowance at the Rate of their Pay in the Disembodied Militia.

XXII. And be it further enacted, That any Quartermaster of Regular Militia who shall have served faithfully, either in His Majesty's Regular Forces or in the Regular or Local Militia, for the full Term of Thirty Years in the whole, whereof Fifteen shall have been as a Quartermaster of Regular Militia, and who shall have been or shall be, previous to the Twenty-fifth Day of *June* One thousand eight hundred and twenty-nine, by Age or Infirmity rendered unfit for further Service, shall, on producing to the Secretary at War a Certificate of such Service of Thirty Years as aforesaid from the Commanding Officers of the different Corps to which he shall have belonged, and obtaining from the Secretary at War an Order founded upon such Certificate, be entitled to receive an Allowance at the Rate of his Pay when serving in the Disembodied Regular Militia, in like Manner and subject to the same Restrictions and Conditions as the Allowances granted by this Act to Adjutants who have been by Age or Infirmity rendered unfit for further Service: Provided also, that no such Quartermaster shall, by reason of receiving such Allowance as aforesaid, forfeit any Right which he may have to Half Pay or Out-Pension, but shall be entitled to receive such Half Pay or Out-Pension as well as such Allowance.

Right to Half Pay reserved.

Surgeons, after a Service of Twenty Years, and unfit for further Service, to receive 6*s.* per Day.

XXIII. And be it further enacted, That if any Surgeon of Regular Militia, having faithfully served in His Majesty's Regular Forces or in the Militia for the full Term of Twenty Years, shall, previous to the Twenty-fifth Day of *June* One thousand eight hundred and twenty-nine, by Age or Infirmity be rendered unfit for further Service, he shall, on producing to the Secretary at War a Certificate of such Service of Twenty Years in the whole (Ten of which he shall have served as a Surgeon of Militia) from the Commanding Officers of the different Corps to which he shall have belonged, and obtaining an Order from the Secretary at War founded upon such Certificate, be entitled to receive an Allowance at the Rate of Six Shillings *per Diem*, in like Manner and subject to the same Restrictions and Conditions as the Allowances granted by this Act to Adjutants who have by Age or Infirmity been rendered unfit for further Service: Provided always, that no Person receiving such Allowance shall by reason thereof forfeit his Right to any Half Pay to which he may be entitled.

Right to Half Pay reserved.

Reduced Adjutants to receive 4*s.* per Day till 24 Mar. 1829.

XXIV. And be it further enacted, That in case any Regiment, Battalion, or Corps of Militia shall have already ceased and determined, or been reduced in its Establishment, or shall cease and determine or be reduced in its Establishment during the Continuance of this Act, the Sum of Four Shillings *per Diem* shall be paid to such Person as has actually served as Adjutant to such Regiment, Battalion,

talion, or Corps, from the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine, or from the Time such Regiment shall cease and determine or be reduced in its Establishment, (as the Case may be,) to the Twenty-fourth Day of *March* One thousand eight hundred and thirty, in like Manner and subject to the same Restrictions and Conditions as the Allowances granted by this Act to Adjutants who have by Age or Infirmity been rendered unfit for further Service: Provided always, that no such Reduced Adjutant shall lose any Right he may have to Half Pay of the Navy, Army, Marines, or Provisional Battalion formed from the Militia, by reason of receiving such Allowance as last aforesaid, but shall be entitled to receive such Half Pay as well as such Allowance.

Right to Half Pay reserved.

XXV. And whereas certain Adjutants and Serjeant Majors are entitled to and have received certain Allowances in consequence of having been reduced under the Provisions of an Act passed in the Thirty-ninth and Fortieth Years of the Reign of His late Majesty, which Allowance has been continued, and as to such Adjutants augmented to Four Shillings *per Diem;* be it therefore enacted, That all such Adjutants and Serjeant Majors shall be entitled to receive and shall receive such Allowance from the Twenty-fifth Day of *March* One thousand eight hundred and twenty-nine to the Twenty-fifth Day of *March* One thousand eight hundred and thirty.

Adjutants and Serjeant Majors entitled to Allowance under 39 & 40 G. 3. c. 44.

XXVI. And be it further enacted, That every Reduced Adjutant entitled to any Allowance granted under the said Act of the Thirty-ninth and Fortieth Years aforesaid, and continued by any subsequent Acts or by this Act, may receive and take such Allowance, together with any Full Pay, Half Pay, or Allowance which was tenable, together with such Reduced Allowance, under the Provisions of an Act passed in the Twenty-sixth Year of the Reign of His late Majesty, intituled *An Act for amending and reducing into One Act of Parliament the Laws relating to the Militia in that Part of* Great Britain *called* England, or under the Provisions of the aforesaid Acts of the Thirty-ninth and Fortieth Years of the Reign of His late Majesty: Provided always, that no such Reduced Adjutant shall be entitled to receive any Allowance under this Act during the Time he shall hold any Military Office of Profit under His Majesty other than such as aforesaid, or under any other Government, or any Civil Office or Employment under His Majesty or any other Government, otherwise than according to the Provisions of this Act in relation to the Allowances granted to Adjutants on account of Age or Infirmity.

Reduced Adjutants may take such Allowance with any Pay or other Allowance under 39 & 40 G. 3. c. 44. and 26 G. 3. c. 107.

Proviso.

XXVII. And be it further enacted, That all Sums of Money granted for the Pay, Clothing, Allowances, and contingent and other Expences for the Regular Militia when disembodied as aforesaid, shall be issued and paid under the Direction of the Secretary at War, according to such Regulations as have been or shall be established on that Head.

Pay, &c. to be issued under Directions of the Secretary at War.

XXVIII. And be it further enacted, That all Bills, Drafts, and Orders drawn for the Pay or Allowances of the Regular Militia when disembodied under this Act, may be or shall be drawn upon unstamped

Bills drawn for Pay, &c. may be on unstamped Paper.

stamped Paper; and no such Bill, Draft, or Order shall be void by reason of being drawn or written on unstamped Paper.

No Fee to be taken.

XXIX. Provided always, and be it further enacted, That no Fee or Gratuity whatsoever shall be given or paid for or upon account of any Warrant or Sum of Money which shall be issued in relation to or in pursuance of this Act.

Expence of House for depositing Arms and Stores of the Militia in Ireland, &c. to be defrayed by the County.

XXX. And be it further enacted, That the Hire of any House or Place to be provided for the keeping of the Arms, Accoutrements, Clothing, or other Stores, and for the Residence and Accommodation of the Adjutant belonging to any Regiment or Battalion of Militia in *Ireland*, when not embodied, shall be defrayed by the County; and the necessary Sum for that Purpose shall be raised by the Presentment of the Grand Jury of the said County, and which Presentment the Grand Jury of the County is hereby authorized and required to pass, on a Certificate signed by the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, or, in the Absence of such Chief Secretary, by the Under Secretary for the Military Department, and specifying the Rent agreed to be paid for the same; which Certificate shall be transmitted by such Chief Secretary to the Clerk of the Crown for such County, or at any Time prior to the first Day of the Assizes for such County, or if in the County or County of the City of *Dublin*, then prior to the first Day of the Presenting Term: Provided, that in no Case any greater Rent than Fifty Pounds Currency of the United Kingdom of *Great Britain* and *Ireland* shall be presented by such Grand Jury for the annual Rent of such Place.

Provision as to Amount of Rent.

Lord Lieutenant may order the Arms of Militia of Ireland to be deposited in the Ordnance Stores in Dublin.

XXXI. Provided always, and be it enacted, That it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being (if he or they shall see sufficient Cause for so doing) to order and direct that the Arms, Accoutrements, and other Stores, or any Part thereof, belonging to any Regiment or Battalion of the said Militia, shall, at any Time while such Regiment or Battalion shall not be embodied or in actual Service, be conveyed to and deposited and kept in any of His Majesty's Ordnance Stores in the City of *Dublin*, or to and in any such Ordnance Store, or to and in any other Place of Security in any other Part in *Ireland*, as he or they shall from Time to Time order or direct, and under such Rules and Regulations as he or they shall think fit and proper in that Behalf.

Provisions of this Act relating to Counties shall extend to Ridings, Stewartries, &c.

XXXII. And be it further enacted, That all Provisions, Directions, Clauses, Matters, and Things in this Act contained, relating to Counties and to Regiments of Militia respectively, shall extend and be construed to extend to all Ridings, Shires, Stewartries, Cities, and Places, and to all Battalions, Corps, and independent Companies respectively, and to the Corps of Miners of *Cornwall* and *Devon*, as fully and effectually as if they were respectively and severally repeated in every such Provision, Direction, Clause, and with relation to every such Matter or Thing.

XXXIII. And be it further enacted, That this Act shall continue in force until the Twenty-fifth Day of *March* One thousand eight hundred and thirty. Continuance of Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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C A P. XXX.

An Act to continue and amend the Laws relating to Yeomanry Corps in *Ireland*. [1st *June* 1829.]

WHEREAS an Act was made in the Forty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for authorizing the billetting such Troops of Yeo-* 43G.3.c.121.
manry and Volunteer Cavalry as may be desirous of assembling for the Purpose of being trained together in Great Britain *and* Ireland, *and for subjecting to Military Discipline during the War such Serjeants serving in any Volunteer or Yeomanry Corps of Cavalry or Infantry as received constant Pay, and all Trumpeters, Drummers, or Buglemen serving therein and receiving Pay at any daily or weekly Rate, and for the further regulating of such Yeomanry and Cavalry Corps,* which Act was to continue and be in force during the Continuance of the War, and until Six Months after the Ratification of a definitive Treaty of Peace with *France*: And whereas by an Act made in the Fifty-sixth Year of His said late Majesty's Reign, so much of the said recited Act of the said Forty-third Year as relates to such Troops or Corps in *Ireland* was further continued and was amended: And whereas by an Act made in the Fourth Year of His present Majesty's Reign, the said recited Act of the Forty-third Year of His late Majesty's Reign, so far as relates to any such Troops or Corps in *Ireland*, and also the said Act of the Fifty-sixth Year of His late Majesty's Reign, so far as the same amends the said Act of the Forty-third Year, were amended, and were continued as so amended, and are in force until the End of the present Session of Parliament: And

whereas it is expedient that the said recited Acts of the Forty-third and Fifty-sixth Years of His said late Majesty's, and the Fourth Year of His present Majesty's Reign, so far as relates to any such Troops or Corps of Yeomanry in *Ireland*, should be further continued, and should be amended; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act of the Forty-third Year of His said late Majesty's Reign, so far as relates to any such Troops or Corps in *Ireland*, and also the said Act of the Fifty-sixth Year of His said late Majesty's Reign, and the said Act of the Fourth Year of His present Majesty's Reign, so far as the same amend the said Act of the said Forty-third Year, shall be and the same are hereby continued as amended by this Act; and the said Acts shall be and remain and continue in force during the Continuance of this Act; and that all such Provisions and Regulations in the said recited Act of the said Forty-third Year contained, so far as relates to such Troops or Corps in *Ireland*, as by the said Act are applied during War, or during the Continuance of War, and until Six Months after the Ratification of such definitive Treaty of Peace as aforesaid, shall, during the Continuance of this Act be in force, as amended by the said recited Acts of the Fifty-sixth Year of His late Majesty's Reign, and of the Fourth Year of His present Majesty's Reign, and by this Act.

Recited Acts continued.

Lord Lieutenant may dismiss Officers.

II. And be it enacted and declared, That it shall be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, to dismiss any Officer of any Corps of Yeomanry in *Ireland*, at any Time when such Lord Lieutenant or other Chief Governor or Governors shall think fit and proper so to do.

Continuance of Act.

III. And be it further enacted, That this Act shall continue in force for Five Years from the passing thereof, and from the Expiration of such Five Years until the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXI.

An Act for funding Three Millions of Exchequer Bills. [1st *June* 1829.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, being desirous of making Provision to satisfy the Principal Sums contained in certain Exchequer Bills to the Amount of Three Millions Sterling, have resolved that the Persons who have engaged to subscribe towards funding the Sum of Three Millions in Exchequer Bills should be entitled, in respect of the Principal Sums contained therein, to such Capital Stock in Annuities as is herein-after mentioned, subject to the Provisions of this Act: We, Your Majesty's most faithful Commons, do therefore most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the several Persons, their Executors, Administrators, and Assigns, who on the Eighth Day of *May* One thousand eight hundred and twenty-nine caused their Names to be inscribed in a Book opened at the Bank of *England* for the Purpose of funding Exchequer Bills, and who deposited Twenty Pounds *per Centum* on the Amount of Three Millions of Exchequer Bills which they subscribed, shall, upon the Completion of the Amount subscribed by them respectively, in Manner and at the Times required by this Act, be entitled, for every One hundred Pounds Principal Money contained in the Exchequer Bills

The Persons who subscribed for funding 3,000,000*l.* of Exchequer Bills, and deposited 20 per Cent., shall be entitled to

101*l.* 10*s.* 4 per Cents. for every 100*l.* subscribed, on completing their Subscriptions.

Bills so subscribed, to One hundred and one Pounds Ten Shillings Capital Stock in Annuities, at the Rate of Four Pounds *per Centum per Annum*, to commence from the Fifth Day of *April* One thousand eight hundred and twenty-nine; which said Annuities shall be paid and payable at the Bank of *England* at the Times and in the Manner herein mentioned.

Annuities to be deemed Joint Stock Annuities.

II. And be it further enacted, That all the Monies converted into Annuities after the Rate of Four Pounds *per Centum per Annum* by virtue of this Act, or intended so to be, shall be deemed, reputed, and taken to be One Capital or Joint Stock, and shall be added to and made Part of the Joint Stock of Annuities with and shall be redeemable at the same Time and in like Manner as the Annuities carrying an Interest after the Rate of Four Pounds *per Centum per Annum*, established by an Act of the Seventh Year of the Reign of His present Majesty, for funding Eight Millions of Exchequer Bills; and all and every Person or Persons and Corporations whatsoever, in proportion to the Money which he, she, or they shall become entitled as aforesaid by virtue of this Act, shall have or be deemed to have a proportional Interest and Share in the said Stock of Annuities, at the Rate aforesaid.

Future Instalments to be made in manner herein mentioned.

III. And be it further enacted, That the said several Subscribers shall deposit the future Instalments of Exchequer Bills with the Governor and Company of the Bank of *England* on or before the Days or Times herein-after mentioned; that is to say, Twenty Pounds *per Centum* on or before the Nineteenth Day of *June* next, Twenty Pounds *per Centum* on or before the Thirty-first Day of *July* next, Twenty Pounds *per Centum* on or before the Eleventh Day of *September* next, and Twenty Pounds *per Centum* on or before the Twenty-third Day of *October* next; and that no Exchequer Bills shall be deposited under this Act which have been advertised to be paid off, and the Interest thereof shall have previously ceased.

Guardians may subscribe for Infants.

IV. And be it further enacted, That it shall and may be lawful for any Guardian or Trustee, having the Disposition of any Exchequer Bills of any Infant, to subscribe for or towards advancing the said Sum of Three Millions as aforesaid; and such Infant, upon the Deposit of the Amount subscribed by such Guardian or Trustee, shall become a Subscriber within the Meaning of this Act, and be entitled to have and receive the Annuities, Advantages, and Payments in respect thereof in such and the like Manner as any other Subscriber; and the said Guardian and Trustee, as to the said Sum or Sums so subscribed, is hereby discharged, so as the Name of such Infant be expressed in the Receipt or Receipts for such Exchequer Bills.

Subscribers to be allowed Interest on the Exchequer Bills deposited.

V. And be it further enacted, That every such Subscriber shall be entitled to receive, at the Office of the Paymasters of Exchequer Bills, Interest on the Amount of the Exchequer Bills deposited by them respectively at the Bank of *England* in pursuance of this Act, in manner following; (that is to say,) upon the Amount of the Exchequer Bills deposited for the first Instalment, every such Subscriber shall be allowed Interest from the Day of the Date of such Bills so

deposited up to the Eighth Day of *May* One thousand eight hundred and twenty-nine, and for the Amount of such Exchequer Bills which shall be so deposited by any such Subscriber for the second and every subsequent Instalment according to the Directions of this Act, every such Subscriber shall be allowed Interest from the Day of the Date of such Bills so deposited up to the several Days upon which such Instalments respectively become due.

Interest to be allowed on Payments made in advance.

VI. And be it further enacted, That it shall and may be lawful for such Subscribers as aforesaid to deposit Exchequer Bills; and in such Case, whenever Exchequer Bills shall be so deposited, such Subscriber shall be entitled to and shall receive, at the Office of Pay-masters of Exchequer Bills, the Interest due on such Exchequer Bills from the Day of the Date thereof up to the Day when the several Instalments respectively would have become due if such Deposit had not been made in advance.

Subscribers, on depositing Exchequer Bills, or paying Money in lieu thereof, to be entitled to Annuities payable half-yearly.

VII. And be it further enacted, That all and every Person and Persons, Bodies Politic and Corporate, who shall have deposited or shall deposit any such Exchequer Bill or Bills as aforesaid, shall, for every Sum of One hundred Pounds contained in such Exchequer Bills, and so in proportion for any greater Sum, have and be entitled to the Capital Stock in Annuities herein-before mentioned; and the Annuities thereon shall be payable half-yearly at the Bank of *England* on the Tenth Day of *October* and the Fifth Day of *April* in every Year, the first Payment to become due on the Tenth Day of *October* One thousand eight hundred and twenty-nine; and all Persons and Corporations entitled to any such Annuity or Annuities aforesaid, and his, her, and their Executors, Administrators, Successors, and Assigns respectively, and all Persons and Corporations lawfully claiming under him, her, or them, shall have good, sure, absolute, and indefeasible Estates and Interests in the said Annuities, according to the true Tenor and Meaning of this Act, until the Redemption thereof in the Manner herein directed, and shall be possessed thereof as of a Personal Estate, which shall not be descendible to Heirs, nor liable to any foreign Attachment by the Custom of *London* or otherwise; any Law, Custom, or Usage to the contrary notwithstanding.

As soon as Subscriptions are completed, *Annuities* may be transferred.

VIII. And be it further enacted, That as soon as any Subscribers, their Executors, Administrators, Successors, or Assigns, shall have deposited at the Bank of *England* Exchequer Bills to the full Amount of the Sums subscribed by them respectively, the *Principal Sum* or Annuity to which such Subscriber is entitled under the Provisions of this Act shall forthwith be, in the Books of the Bank of *England*, placed to the Credit of such respective Subscribers, their Executors, Administrators, Successors, and Assigns, completing such Deposits or Payments; and the Persons to whose Credit such Principal Sums shall be so placed, their respective Executors, Administrators, Successors, and Assigns, shall and may have Power to assign and transfer the same, or any Part, Share, or Proportion thereof, to any other Person or Persons, Body or Bodies Politic or Corporate whatsoever, in the Books of the Bank of *England*; and the said Governor and Company of the Bank of *England* are hereby required, as soon as conveniently

conveniently may be after the passing of this Act, to prepare proper Books for the Purpose of entering the Names of all such Subscribers, and of placing to their Credit the Principal Sums so paid by them respectively, and that such of the said Subscribers, their Executors, Administrators, Successors, or Assigns, who shall complete the Deposits or Payments of such Parts of the whole Amount payable by them respectively towards the said Sum of Three Millions, at any Time before the Governor and Company of the Bank of *England* shall have prepared their Receipts according to the Directions of this Act, shall be entitled to have the Amounts so deposited or paid forthwith placed to their Credit in the Books of the Bank of *England*; and the said Governor and Company are hereby required to cause such Sums to be forthwith placed to the Credit of the Persons entitled to the Annuities in respect thereof in the Books of the said Bank of *England*, and such Entries in the said Books shall be in lieu of the Receipts hereby directed to be given for all Sums deposited or paid in manner aforesaid; and such Sums shall carry the Annuities after the Rate of Four Pounds *per Centum*, redeemable by Parliament, and shall respectively be taken and deemed to be Stock, transferrable according to the true Intent and Meaning of this Act, until Redemption thereof in the Manner mentioned in an Act passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act for funding Eight Millions of Exchequer Bills.*

Subscribers depositing the whole of their Subscription by the Times herein specified, to be entitled to Annuities from certain Periods.

IX. Provided always, and be it further enacted, That all and every such Subscriber or Subscribers, his, her, or their Executors, Administrators, Successors, and Assigns, who shall have deposited with or paid to the Governor and Company of the Bank of *England* the whole of his, her, or their Subscription on or before the Fifth Day of *October* One thousand eight hundred and twenty-nine, shall be entitled to have and receive, on the Tenth Day of *October* One thousand eight hundred and twenty-nine, at the Bank of *England*, the Half Year's Annuity that shall become due on the Tenth Day of *October* One thousand eight hundred and twenty-nine; and that all and every Person or Persons, who shall not have completed the whole of their said Payments on or before the said Fifth Day of *October* One thousand eight hundred and twenty-nine, shall, on completing the same within the Time in this Act prescribed, be entitled to receive, on the Fifth Day of *April* One thousand eight hundred and thirty, the Year's Annuity on the said Annuities from the Fifth Day of *April* One thousand eight hundred and twenty-nine, according to the true Intent and Meaning of this Act.

Annuities payable and transferrable at the Bank.

X. And be it further enacted, That the Annuities aforesaid shall be payable and paid and be transferrable at the Bank of *England*, and shall be subject to such Redemption as is herein-after mentioned.

Money to be issued out of the Consolidated Fund for Payment of Annuities.

XI. And be it further enacted, That so much Money shall from Time to Time be set apart and issued at the Receipt of the Exchequer in *England*, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to the said Cashier or Cashiers of the Governor and Company of the Bank of *England*, as shall be sufficient to satisfy and pay the respective Annuities to be created in respect

respect of the said Sum of Three Millions, together with the Charges attending the same.

Annuities to be charged on Consolidated Fund.

XII. And be it further enacted, That all the said Annuities, Interest, and Dividends, which shall become payable in respect of the said Sum of Three Millions, shall be charged and chargeable upon, and are hereby charged upon and made payable out of, the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

The Bank to appoint a Cashier and an Accountant General; and the Treasury to order Money to be issued to the Cashier for Payment of Annuities.

XIII. And for the more easy and sure Payment of the Annuities established by this Act, be it further enacted, That the said Governor and Company of the Bank of *England*, and their Successors, shall from Time to Time, until all the said Annuities shall be redeemed or shall cease, appoint and employ One or more sufficient Person or Persons within their Office in the City of *London* to be their Chief or First Cashier or Cashiers, and One other sufficient Person within the same Office to be their Accountant General; and that so much of the Monies by this Act appropriated for the Purpose as shall be sufficient from Time to Time to answer the said Annuities, and other Payments herein directed to be made out of the said Consolidated Fund in respect of the said Sum of Three Millions, shall, by Order of the Commissioners of the Treasury of the United Kingdom of *Great Britain* and *Ireland*, or any Three or more of them, or the Lord High Treasurer of the United Kingdom of *Great Britain* and *Ireland* for the Time being, without any further Warrant to be sued for, had, or obtained in that Behalf, from Time to Time, at the respective Days of Payment in this Act appointed for Payment thereof, be issued and paid at the Receipt of the Exchequer of *Great Britain* to the said First or Chief Cashier or Cashiers of the said Governor and Company of the Bank of *England*, and their Successors for the Time being, by way of Imprest and upon Account, for the Payment of the Annuities in respect of the said Sum of Three Millions payable by virtue of this Act; and such Cashier or Cashiers, to whom the said Money shall from Time to Time be issued, shall from Time to Time, without Delay, pay the same accordingly, and render his or their Accounts thereof according to the due Course of the Exchequer in *Great Britain*; and the said Accountant General for the Time being shall from Time to Time inspect and examine all Receipts and Payments of the said Cashier or Cashiers, and the Vouchers relating thereto, in order to prevent any Fraud, Negligence, or Delay.

Cashier to give Receipts for Subscriptions, which may be assigned until 11 Sept. 1829.

XIV. And be it further enacted, That the Cashier or Cashiers of the Governor and Company of the Bank of *England*, who shall have received or shall receive any Part of the said Subscriptions towards the said Sum of Three Millions, shall give a Receipt or Receipts in Writing to every such Subscriber for the Principal Money comprised in the Exchequer Bills deposited by them respectively, and the Receipts so to be given shall be assignable at any Time before the Eleventh Day of *September* One thousand eight hundred and twenty-nine, and no longer: Provided always, that such Cashier or Cashiers shall give Security to the good Liking of any Three or more of the said Commissioners of the Treasury, or the said Lord High Treasurer for

Cashier to give Security for paying the Exche-

quer Bills he receives into the Exchequer.

for the Time being, for duly answering and delivering over to the Paymaster of Exchequer Bills all the Exchequer Bills which they have already received, and shall hereafter receive from Time to Time, of and for the whole of the said Sum of Three Millions, and for accounting duly for the same, and for Performance of the Trust hereby in him or them reposed, and shall from Time to Time deliver to the Paymaster of Exchequer Bills all the Exchequer Bills which shall be so deposited, as soon as he or they shall receive the same, or any Part thereof, or within Five Days afterwards at the furthest, and shall account for the same in the said Exchequer, according to the due Course thereof.

Exchequer Bills deposited to be delivered to the Paymaster to be cancelled.

XV. And be it further enacted, That all the Exchequer Bills so deposited or to be deposited, according to the Directions of this Act, with the Governor and Company of the Bank of *England*, shall be from Time to Time transmitted by the said Governor and Company, and delivered over to the Paymasters of Exchequer Bills to be cancelled, and the Receipt for such Exchequer Bills, signed by any Two of the said Paymasters, shall be a sufficient Acquittance to the said Cashier or Cashiers in accounting for the Exchequer Bills to be received by them in pursuance of this Act; and the said Paymasters of Exchequer Bills are hereby authorized and required, upon Receipt of any such Bill, to mark and cancel the same, and to pay the Interest thereupon, according to the Provisions of this Act.

Books to be kept at the Bank, in which Subscribers Names shall be entered.

A Duplicate to be delivered to the Auditor of the Exchequer.

XVI. And be it further enacted, That in the Office of the Accountant General of the Governor and Company of the Bank of *England* for the Time being a Book or Books shall be provided and kept, in which the Names of the Subscribers shall be fairly entered, which Book or Books the said respective Subscribers, their respective Executors, Administrators, Successors, and Assigns, shall and may from Time to Time, and at all seasonable Times, resort to and inspect without any Fee or Charge; and the said Accountant General shall, on or before the Fifth Day of *July* One thousand eight hundred and thirty, transmit an attested Duplicate, fairly written on Paper, of the said Book or Books, into the Office of the Auditor of the Receipt of His Majesty's Exchequer of *Great Britain*, there to remain for ever.

Amount subscribed and Stock created to be certified to Commissioners.

XVII. And be it further enacted, That the Accountant General of the Governor and Company of the Bank of *England* shall certify to the Commissioners for the Reduction of the National Debt the Amount of all Exchequer Bills subscribed to be funded under the Provisions of this Act, and also the total Amount of the Capital Stock in the Four Pounds *per Centum* Annuities which shall be created thereby.

Subscribers duly paying their Subscriptions entitled to Annuities Tax-free.

XVIII. And be it further enacted, That such Subscribers duly depositing or paying in the whole Sum so subscribed at or before the respective Times in this Act limited in that Behalf, and their respective Executors, Administrators, Successors, and Assigns, shall have, receive, and enjoy, and be entitled by virtue of this Act to have, receive, and enjoy, the said Annuities by this Act granted in respect of the Sum so subscribed, and shall have good and sure Interests and Estates therein according to the several Provisions in

this Act contained; and the said Annuities shall be free from all Taxes, Charges, and Impositions whatsoever: Provided always, that in case any such Subscribers who have already deposited with or shall hereafter deposit or pay to the said Cashier or Cashiers any Exchequer Bills at the Time and in the Manner herein-before mentioned, in Part of the Sum or Sums so by them respectively subscribed, or their respective Executors, Administrators, Successors, or Assigns, shall not advance and deposit or pay to the said Cashier or Cashiers the Residue of the Sum or Sums so subscribed at the Times and in the Manner before mentioned, then and in every such Case so much of the respective Sum or Sums so subscribed as shall have been actually deposited or paid in Part thereof to the said Cashier or Cashiers shall be forfeited for the Benefit of the Public, and all Right and Title to the said Annuities after the Rate of Four Pounds *per Centum* in respect thereof shall be extinguished; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Subscription paid in Part and not completed, forfeited.

XIX. And be it further enacted, That Books shall be constantly kept by the said Accountant General for the Time being, wherein all Assignments or Transfers of all Sums advanced or contributed towards the said Sum of Three Millions shall be entered and registered, which Entry shall be conceived in proper Words for that Purpose, and shall be signed by the Parties making such Assignments or Transfers, or, if such Parties be absent, by their respective Attorney or Attorneys thereunto lawfully authorized in Writing under his or their Hand and Seal or Hands and Seals, to be attested by Two or more credible Witnesses; and the several Persons to whom such Transfers shall be made may respectively underwrite their Acceptance thereof; and no other Method of assigning and transferring the said Annuities, or any Part thereof, or any Interest therein, shall be good or available in Law: Provided always, that all Persons possessed of any Share or Interest in the said Annuities, or any Estate or Interest therein, may devise the same by Will in Writing, attested by Two or more credible Witnesses; but no Payment shall be made upon any such Devise, until so much of the said Will as relates to such Share, Estate, or Interest in the said Annuities be entered in the said Office; and in default of such Transfer or Devise, such Share, Estate, or Interest in the said Annuities shall go to the Executors, Administrators, Successors, and Assigns; and no Stamp Duties whatsoever shall be charged on any of the said Transfers, any Law or Statute to the contrary notwithstanding.

Accountant General to keep Books for entering Transfers.

Stock may be devised.

Transfers not liable to Stamp Duty.

XX. And be it further enacted, That it shall be lawful for any Person or Persons who shall at any Time hold any Stock in the Four Pounds *per Centum per Annum* Annuities created by the said recited Act made in the Seventh Year of the Reign of His present Majesty, intituled *An Act for funding Eight Millions of Exchequer Bills*, or which shall be created by this Act, to transfer or cause to be transferred any such Four Pounds *per Centum* Annuities, for the Purpose of having corresponding Sums written into and consolidated with and made Part of the Capital of the New Four Pounds *per Centum per Annum* Annuities transferrable at the Bank of *Ireland*; and that in like Manner it shall be lawful for any Person or Persons holding Stock

Persons holding Stock created by 7 G. 4. c. 39. may transfer the same for corresponding Sums of the new Stock.

New Stock transferrable at the Banks of Ireland or England may be mutually transferred conformably to the Directions of 5 G. 3. c. 53.

Stock in the New Four Pounds *per Centum per Annum* Annuities transferrable at the Bank of *Ireland*, to transfer or cause to be transferred any such New Four Pounds *per Centum* Annuities, for the Purpose of having corresponding Sums written into and consolidated with and made Part of the Capital of the Four Pounds *per Centum* Annuities, transferrable at the Bank of *England*, created by the said recited Act and this Act; and all such Transfers shall be made on the Terms and Conditions, and subject to all the Clauses, Directions, and Regulations, contained in an Act made in the Fifth Year of the Reign of His present Majesty, intituled *An Act to permit the mutual Transfer of Capital in certain Public Stocks or Funds transferrable at the Banks of* England *and* Ireland *respectively*, in regard to the Four Pounds *per Centum per Annum* Annuities, enacted and referred to in and by the said recited Act of the Seventh Year of the Reign of His present Majesty and this Act, except only so far as the said Act of the Fifth Year of the Reign of His present Majesty is altered or affected by the Provisions of an Act made in the Sixth Year of the Reign of His present Majesty, intituled *An Act to provide for the Assimilation of the Currency and Monies of Account throughout the United Kingdom of* Great Britain *and* Ireland.

6 G. 4. c. 79.

Incidents to be discharged.

XXI. Provided always, and be it further enacted, That any Three or more of the said Commissioners of the Treasury, or the said Lord High Treasurer for the Time being, shall have Power, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to discharge all such incident Charges as shall necessarily attend the Execution of this Act, in such Manner as to them shall seem just and reasonable; and also to make an Allowance for the Service, Pains, and Labour of the said Cashier or Cashiers employed in receiving, paying, and accounting for the said Annuities; and also for the Service, Pains, and Labour of the said Accountant General, for performing the Trusts reposed in him by this Act; which Allowance in respect of the Service, Pains, and Labour of the said Cashier or Cashiers and Accountant General of the said Governor and Company, shall be for the Use of the said Governor and Company, and at their Disposal only.

Allowance for the Expence of Management.

Annuities under this Act to be One Joint Stock, and to be transferrable.

XXII. And be it further enacted, That all the said Annuities after the Rate of Four Pounds *per Centum per Annum*, created by virtue of this Act, shall be deemed, reputed, and taken to be One Capital or Joint Stock; and all and every Person and Persons, and Bodies Politic and Corporate whatsoever, shall have and be deemed to have a proportional Interest and Share in the said Stock, and in the Annuity attending the same, at the Rate aforesaid; and the whole Capital or Joint Stock, or any Share or Interest therein, and the proportionable Annuity attending the same, shall be assignable and transferrable as this Act directs, and not otherwise; and there shall be constantly kept in the Office of the said Accountant General for the Time being, within the City of *London*, a Book or Books, wherein all Assignments or Transfers of the said Capital or Joint Stock, or any Part thereof, and the proportional Annuity attending the same, at the Rate aforesaid, shall be entered and registered, which Entries shall be conceived in proper Words for that Purpose, and shall be signed

signed by the Parties making such Assignments or Transfers; or, if any such Party or Parties be absent, by his, her, or their Attorney or Attorneys, thereunto lawfully authorized by Writing under his, her, or their Hands and Seals, to be attested by Two or more credible Witnesses; and the Person or Persons to whom such Transfer or Transfers shall be made shall respectively underwrite his, her, or their Acceptance thereof; and no other Method of assigning or transferring the said Stock, and the Annuities attending the same, or any Part thereof, or any Interest therein, shall be good and available in Law; and no Stamp Duties whatsoever shall be charged on the said Transfers, or any of them.

Persons counterfeiting Receipts, &c. guilty of Felony.

XXIII. And be it further enacted, That if any Person or Persons shall forge or counterfeit, or cause or procure to be forged or counterfeited, or shall willingly act or assist in the forging or counterfeiting, any Receipt or Receipts for the whole or any Part or Parts of the said Subscription towards the said Sum of Three Millions, either with or without the Name or Names of any Person or Persons being inserted therein as the Subscriber or Subscribers thereto, or Payer or Payers thereof, or of any Part or Parts thereof, or shall alter any Number, Figure, or Word therein, or utter or publish as true any such false, forged, counterfeited, or altered Receipt or Receipts, with Intent to defraud the Governor and Company of the Bank of *England*, or any Body Politic or Corporate, or any Person or Persons whatsoever, every such Person or Persons so forging or counterfeiting, or causing or procuring to be forged or counterfeited, or willingly acting or assisting in the forging or counterfeiting, or altering, uttering, or publishing as aforesaid, being thereof convicted in due Form of Law, shall be adjudged guilty of Felony, and shall suffer Death as a Felon.

Bank to continue a Corporation till the Annuities hereby granted cease.

XXIV. Provided always, and be it further enacted, That the said Governor and Company of the Bank of *England*, and their Successors, notwithstanding the Redemption of all or any of their own Funds, in pursuance of the Acts for establishing the same or any of them, shall continue a Corporation for the Purposes of this Act until the Annuities by this Act granted shall be redeemed by Parliament as aforesaid; and that the said Governor and Company of the Bank of *England*, or any Member thereof, shall not incur any Disability for or by reason of their doing any Matter or Thing in pursuance of this Act.

No Fee to be taken for receiving Subscriptions, or paying or transferring Annuities, on Penalty of 20*l*.

XXV. And be it further enacted, That no Fee, Reward, or Gratuity whatsoever shall be demanded or taken of any of His Majesty's Subjects for receiving or paying the said Subscription in Exchequer Bills or Money, or any of them, or for any Receipt concerning the same, or for paying the said Annuities or any of them, or for any Transfer of any Sum, great or small, to be made in pursuance of this Act, upon pain that any Officer or Person offending by taking or demanding any such Fee, Reward, or Gratuity, shall for every such Offence forfeit the Sum of Twenty Pounds to the Party aggrieved, with full Costs of Suit; to be recovered by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege, or Wager of

Law, Injunction or Order of Restraint, or any more than One Imparlance, shall be granted or allowed.

Persons sued may plead the General Issue.

XXVI. And be it further enacted, That if any Person or Persons shall be sued, molested, or prosecuted for any thing done by virtue or in pursuance of this Act, such Person or Persons shall and may plead the General Issue, and give this Act and the special Matter in Evidence in his, her, or their Defence or Defences; and if afterwards a Verdict shall pass for the Defendant or Defendants, or the Plaintiff or Plaintiffs shall discontinue his, her, or their Action or Prosecution, or be nonsuited, or Judgment shall be given against him, her, or them, upon Demurrer or otherwise, then such Defendant or Defendants shall have Treble Costs awarded to him, her, or them against any such Plaintiff or Plaintiffs.

Treble Costs.

Act may be altered this Session.

XXVII. And be it further enacted, That this Act may be altered, amended, or repealed by any Act to be passed in this Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXII.

An Act to enable One or more of the Commissioners of Excise to act for the Dispatch of Business for *Scotland* and *Ireland* respectively.

[4th *June* 1829.]

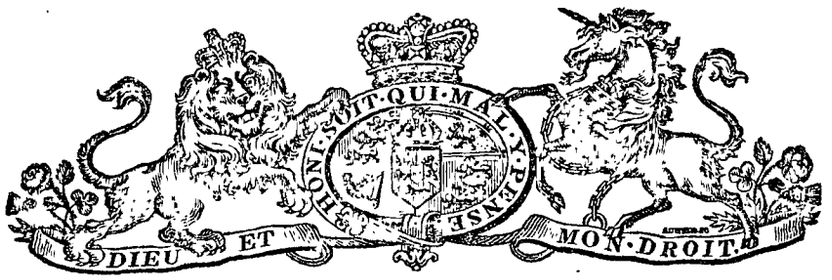
WHEREAS by an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act to consolidate and amend the Laws relating to the Collection and Management of the Revenue of Excise throughout* Great Britain *and* Ireland, it was amongst other Things enacted, that it should be lawful for the Lord High Treasurer, or any Three or more of the Commissioners of the Treasury, from Time to Time, to order and direct any One or more of the Commissioners of Excise, together with Two of the Assistant Commissioners of Excise, to sit and act as such Commissioner or Commissioners and Assistant Commissioners respectively in and for *Scotland*, and to order and direct any One or more of the Commissioners of Excise, together with Two of the Assistant Commissioners of Excise, to sit and act as such Commissioner or Commissioners and Assistant Commissioners respectively in and for *Ireland*, for the Dispatch of Business in those Parts respectively of the United Kingdom, under the Controul and Direction nevertheless of the Board of Commissioners of Excise; and that such Commissioner or Commissioners and Assistant Commissioners for *Scotland* and *Ireland* respectively, (under such Controul and Direction as aforesaid,) should have and be invested with the Collection and Management of

7 & 8 G. 4. c. 53.

of the Revenue of Excise, and all Matters and Things relating thereto, arising in *Scotland* and *Ireland* respectively; and that any Two of such Commissioner or Commissioners and Assistant Commissioners in *Scotland* and *Ireland* respectively should (under such Controul and Direction as aforesaid) have full Power and Authority to order and direct, and to do and permit to be done, all Acts, Matters, and Things relating to the Revenue of Excise in *Scotland* and *Ireland* respectively; and that all Rules, Orders, Acts, Matters, and Things which should have been or should be so made and done by such Commissioner or Commissioners and Assistant Commissioners, or any Two of them, in *Scotland* and *Ireland* respectively, should be good, valid, and effectual in Law, to all Intents and Purposes whatsoever: And whereas it is expedient to extend the said Power of the Lord High Treasurer, or any Three or more of the Commissioners of the Treasury, in the Manner herein-after mentioned; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the Lord High Treasurer, or any Three or more of the Commissioners of the Treasury, from Time to Time, from and after the passing of this Act, to order and direct any One or more of the Commissioners of Excise to act as such Commissioner or Commissioners for *Scotland*, and to order and direct any One or more of the Commissioners of Excise to act as such Commissioner or Commissioners for *Ireland*, for the Dispatch of Business in those Parts respectively of the United Kingdom, under the Controul and Direction nevertheless of the Board of Commissioners of Excise; and that such Commissioner or Commissioners respectively (under such Controul and Direction as aforesaid) shall have and be invested with the Collection and Management of the Revenue of Excise, and all Matters and Things relating thereto, arising in *Scotland* and *Ireland* respectively; and that such Commissioner or Commissioners respectively shall (under such Controul and Direction as aforesaid) have full Power and Authority to order and direct, and to do and permit to be done, all Acts, Matters, and Things relating to the Revenue of Excise in *Scotland* and *Ireland* respectively; and that all Rules, Orders, Acts, Matters, and Things, which shall have been or shall be so made and done by such Commissioner or Commissioners for *Scotland* and *Ireland* respectively, shall be good, valid, and effectual in Law to all Intents and Purposes whatsoever: Provided always, that all and every such Commissioner or Commissioners for *Scotland* and *Ireland* respectively shall in all things observe, perform, and fulfil, and cause to be observed, performed, and fulfilled, in and throughout *Scotland* and *Ireland* respectively, the several Orders, Rules, Directions, and Regulations touching or relating to the said Revenue, which shall have been or shall be made or given by the Board of Commissioners of Excise.

The Treasury may direct One or more Commissioners of Excise to act for Scotland or for Ireland respectively, under Controul of the Board of Excise.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXIII.

An Act to amend the several Acts for the Encouragement of the *Irish* Fisheries.

[4th *June* 1829.]

WHEREAS the Commissioners of the *Irish* Fisheries have been and are now in the Habit of advancing, to or for Fishermen, small Sums in the Way of Loan, out of the annual Sum of Five thousand Pounds disposable for that Purpose under an Act made in the Fifty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the further Encouragement and Improvement of the* Irish *Fisheries*, as amended by an Act made in the Fifth Year of His present Majesty's Reign, intituled *An Act to amend the several Acts for the Encouragement and Improvement of the* British *and* Irish *Fisheries;* and such Sums are advanced, not by paying the Sums into the Hands of the Fishermen, but by expending the same in building and repairing Boats for them, and also in supplying them with various Implements and Materials necessary for following the Occupation of Fishing; and the Commissioners have hitherto required Promissory Notes or other Securities to be entered into by the said Fishermen, for the punctual Repayment of the Sums so advanced for their Use, with legal Interest thereon, so as thereby to preserve, without Diminution, a reproductive Fund for encouraging regular and industrious Habits among the poorer Classes of Fishermen inhabiting the Coasts of *Ireland;* and the said Fund having already been the Means of affording great Relief, and producing great Public Advantage, it is expedient to afford every Facility for the prompt Recovery of the Monies advanced for such Purposes; be it therefore enacted by the

59 G. 3. c. 109.

5 G. 4. c. 64.

King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act any Promissory Note or other Security for any Sum not exceeding the Amount of Ten Pounds given or entered into for the Purposes herein-before mentioned, (which are now by Law recoverable by Civil Bill before Assistant Barristers,) shall and may be sued for and recovered, in the Name of the said Commissioners or their Secretary, or any Officer or other Person to whom, by their Direction or Appointment, such Notes or Securities shall have been or shall be made payable, before any Two Justices assembled in any Petty Sessions to be held in or near the Place where the Person or Persons sued shall have been last known to reside.

Promissory Notes for Sums not exceeding 10*l.* given for the Purposes herein mentioned, may be sued for and recovered at Petty Sessions.

II. And be it enacted, That whenever in any Proceeding before Assistant Barristers in Cases which shall remain determinable before them, or in any Proceeding before Justices in Petty Sessions under this Act, it shall be proved to the Satisfaction of any such Assistant Barristers or Justices respectively, that Service of Process could not be effected in the usual and accustomed Manner upon any Fisherman, or his Surety or Sureties named in any Note or Security, but that a true Copy of such Process had been affixed, Fourteen Days at the least before the Day appointed for the Party or Parties to appear, upon the Door or some other conspicuous Part of the House or usual or last known Place of Residence of the Person or Persons so to be sued respectively as aforesaid, and upon the Door of the Parish Church in which such House or Place of Residence shall be situate, and upon the Door of the Roman Catholic Chapel, if any there shall be in such Parish, and that the same had remained so affixed there for One Hour at least between the Hours of Eleven of the Clock in the Forenoon and Three of the Clock in the Afternoon, it shall and may be lawful for such Assistant Barrister or Justices respectively to hear and determine any such Suit as aforesaid, although the Defendant or Defendants shall not appear.

Personal Service in certain Cases not required.

III. And be it further enacted, That any Costs of Proceedings at Petty Sessions attendant on the Recovery of the Money secured by Promissory Notes or Securities, shall not exceed the Rate of Charge established for Suitors by Civil Bill before Assistant Barristers under an Act passed in the Parliament of *Ireland* in the Thirty-sixth Year of His said late Majesty, for the better and more convenient Administration of Justice, and for the Recovery of Small Debts in a summary Way at the Sessions of the Peace; and that it shall be lawful for the said Commissioners of the *Irish* Fisheries to make special Agreements with any Attorney or Attornies, or other legal Assistant or Assistants, for the Expence of the Recovery of the Sums secured by any such Promissory Notes or Securities, not exceeding the Amount of the Fees payable under the said recited Act.

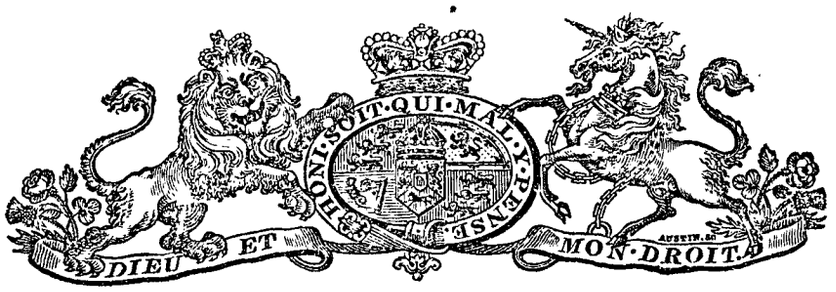
Expences at Petty Sessions shall not exceed those under Irish Act of 36 G. 3.

IV. And be it further enacted, That it shall and may be lawful for the Commissioners of the *Irish* Fisheries, so far as the Extent of the Funds vested in them for the Encouragement of the said Fisheries will admit thereof, to enter into any Contracts for the

Commissioners may make Contracts or Advances, to be completed

Erection of any Piers, or for the Advance or Repayment of any Loans under the said recited Acts, although the Time necessary for the Completion of such Works, or for the Repayment of such Loans, may extend to a Period beyond the Fifth Day of *April* One thousand eight hundred and thirty; any thing in the said Acts, or in any other Act or Acts relating to the said Fisheries, or to the Duration of the said Acts or any of them, to the contrary in anywise notwithstanding. or repaid after 5 April 1830.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXIV.

An Act for consolidating and amending the Statutes in *Ireland* relating to Offences against the Person.

[4th *June* 1829.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act for consolidating and amending the Statutes in* England *relative to Offences against the Person;* and it is expedient that Provision should be made in *Ireland* for the like Purposes, and that the Statutes now in force in *Ireland* relating to such Offences should be repealed, and that the Provisions thereof should be consolidated and amended: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That this present Act, and the several Matters herein contained, shall extend to *Ireland*, and not to *England*, *Wales*, or *Scotland;* and that this Act shall commence and take effect in *Ireland* on the First Day of *September* One thousand eight hundred and twenty-nine; and that the several Statutes and Acts, and Parts of Statutes and Acts, herein-after next mentioned, shall continue in force in *Ireland* until and throughout the said First Day of *September* One thousand eight hundred and twenty-nine, and no longer; and that from and after the said First Day of *September* One thousand eight hundred and twenty-nine, the several Statutes and Acts, and Parts of Statutes and Acts, herein-after next mentioned, specified, and set forth, shall cease and

9 G. 4. c. 31.

Act to extend to Ireland only, and to commence on Sept. 1, 1829.

Acts of English, Irish, and United Parliaments in force, repealed; viz.

and determine, and shall be repealed, (except only so far as is herein-
English Acts (extended to Ireland by 10 H. 7. (I.) c. 22.): after expressed and provided for); that is to say, the several Statutes and Acts, and Parts of Statutes and Acts, passed in the Parliament of *England*, herein-after specified and set forth, and which, by an Act passed in the Parliament of *Ireland* in the Tenth Year of the Reign of King *Henry* the Seventh, intituled *An Act confirming all*
9 H. 3. c. 26. *the Statutes made in* England, are in force in *Ireland;* namely, so much of the Great Charter made in the Ninth Year of the Reign of King *Henry* the Third, as relates to Inquisitions of Life or Mem-
52 H. 3. c. 25. ber; and so much of a Statute made in the Fifty-second Year of the
3 E. 1. c. 11. and 13. same Reign, as relates to Murder; and so much of a Statute made in the Third Year of the Reign of King *Edward* the First, as relates to Inquests of Murder, and the Writ of Odio et atiâ, and to any Person ravishing or taking away by Force any Female as therein
4 E. 1. st. 3. c. 5. mentioned; and so much of a Statute made in the Fourth Year of the same Reign, intituled *The Statute of Bigamy*, as relates to Biga-
6 E. 1. c. 9. mists; and so much of a Statute made in the Sixth Year of the same Reign, as relates to any Person killing another by Misfortune,
13 E. 1. st. 1. c. 29 & 34. or in his own Defence, or in other Manner without Felony; and so much of a Statute made at *Westminster* in the Thirteenth Year of the same Reign, as relates to the Writ of Odio et atiâ and to Rape;
9 E. 2. st. 1. c. 3. and so much of a Statute made in the Ninth Year of the Reign of King *Edward* the Second, commonly called *Articuli Cleri*, as relates
18 E. 3. st. 3. c. 2. to laying violent Hands on a Clerk; and so much of a Statute made in the Eighteenth Year of the Reign of King *Edward* the Third, as
25 E. 3. st. 5. Part of c. 2. relates to Bigamists; and so much of a Statute made in the Twenty-fifth Year of the same Reign, as relates to Petit Treason; and so
50 E. 3. c. 5. much of a Statute made in the Fiftieth Year of the same Reign, as
1 R. 2. c. 15. relates to the Arrest of Persons of Holy Church; and so much of an Act made in the First Year of the Reign of King *Richard* the
6 R. 2. st. 1. c. 6. Second, as relates to the like Arrests; and so much of a Statute made in the Sixth Year of the same Reign, as relates to Ravishers and
5 H. 4. c. 5. to Women ravished; and so much of a Statute made in the Fifth Year of the Reign of King *Henry* the Fourth, as relates to cutting the
5 H. 4. c. 6. Tongues or putting out the Eyes of any of the King's liege People, and to any Assault upon the Servant of a Knight of the Shire in Parlia-
2 H. 5. st. 1. c. 9. ment; and so much of a Statute made in the Second Year of the Reign of King *Henry* the Fifth, as relates to Persons fleeing for Murders,
11 H. 6. c. 11. Manslaughters, Robberies, and Batteries; and so much of a Statute made in the Eleventh Year of the Reign of King *Henry* the Sixth, as relates to any Assault or Affray made to any Lord, Knight of the Shire, Citizen, or Burgess being and attending at the Parliament or other Council of the King; and an Act passed in the Third Year of the
3 H. 7. c. 2. Reign of King *Henry* the Seventh, intituled *An Act against taking away of Women against their Wills;* and an Act passed in the same
3 H. 7. c. 14. Year, intituled *An Act that the Steward, Treasurer, and Controller of the King's House shall inquire of Offences done within the same;* and also the following Statutes and Acts, and Parts of Statutes and Acts,
Irish Acts: passed in the Parliament of *Ireland;* (that is to say,) an Act passed in the Twenty-eighth Year of the Reign of King *Henry* the Sixth,
28 H. 6. c. 3. intituled *An Act that it shall be lawful to every liege Man to kill or take notorious Thieves, and Thieves found robbing, spoiling, or breaking Houses, or taken with the Manner;* and also an Act passed in

the Eighth Year of the Reign of King *Edward* the Fourth, intituled *An Act concerning Rape;* and so much of an Act passed in the Tenth Year of the Reign of King *Henry* the Seventh, intituled *An Act that no Person take any Money or Amends for the Death or Murder of his Friend or Kinsman other than the King's Laws will,* as relates to the Payment of any Assaut or Amends; and an Act passed in the Twenty-eighth Year of the Reign of Queen *Elizabeth,* intituled *An Act against Witchcraft and Sorcerie;* and an Act passed in the Eleventh, Twelfth, and Thirteenth Years of the Reign of King *James* the First, intituled *An Act for the taking away of Clergie in certain Cases of Felonie, and for Deliverie of Clearkes convict without Purgation;* and an Act passed in the Second Session of the Tenth Year of the Reign of King *Charles* the First, intituled *An Act for the Punishment of the Vice of Buggery;* and an Act passed in the same Year of the same Reign, intituled *An Act for the restrayning of all Persons from Marriage until their former Wives and former Husbands be dead;* and an Act passed in the Third Session of the same Year, intituled *An Act for the Punishment of such as shall take away Maydens that be Inheritors, being within the Age of Sixteen Years, or marry them without the Consent of their Parents;* and an Act passed in the Fifteenth Year of the same Reign, intituled *An Act to discharge and free true Men from all Forfeitures for killing such as attempt to rob or murther them;* and an Act passed in the Seventh Year of the Reign of King *William* the Third, intituled *An Act to take away the Benefit of Clergy from him that doth stab another not having a Weapon drawn;* and an Act passed in the Sixth Year of the Reign of Queen *Anne,* intituled *An Act for the more effectual preventing the taking away and marrying Children against the Wills of their Parents or Guardians;* and so much of an Act passed in the Ninth Year of the same Reign, intituled *An Act for taking away the Benefit of Clergy in certain Cases, and for taking away the Book in all Cases, and for repealing Part of the Statute for transporting Felons,* as relates to the Offence of having carnal Knowledge of any Female Child; and so much of an Act passed in the Twelfth Year of the Reign of King *George* the First, intituled *An Act to prevent Marriages by degraded Clergymen and Popish Priests, and for preventing Marriages consummated from being avoided by Pre-contracts, and for the more effectual punishing of Bigamy,* as relates to the Offence of Bigamy; and an Act passed in the Eleventh Year of the Reign of King *George* the Second, intituled *An Act to prevent malicious maiming and wounding, and to prevent carrying secret Arms;* and so much of an Act passed in the Nineteenth Year of the same Reign, intituled *An Act for annulling all Marriages to be celebrated by any Popish Priest between Protestant and Protestant and between Protestant and Papist, and to amend and make more effectual an Act passed in this Kingdom, in the Sixth Year of the Reign of Her late Majesty Queen* Anne, *intituled* '*An Act for the more effectual preventing the taking away and marrying Children against the Wills of their Parents or Guardians,*' as relates to any Offenders thereby declared to be Felons; and so much of an Act passed in the Eleventh Year of the Reign of King *George* the Third, intituled *An Act for punishing such Persons as shall do Injuries and Violences to the Persons or Properties of His Majesty's Subjects, with*

8 E. 4. c. 1.
10 H. 7. c. 11. s. 1.
28 Eliz. c. 2.
11, 12, and 13 Jac. 1. c. 3.
10 Car. 1. st. 2. c. 20.
10 Car. 1. st. 2. c. 21.
10 C. 1. st. 3. c. 17.
15 Car. 1. c. 9.
7 W. 3. c. 11.
6 Ann. c. 16.
9 Ann. c. 6. s. 2.
12 G. 1. c. 3. s. 5.
11 G. 2. c. 8.
19 G. 2. c. 13. s. 2.
6 Ann. c. 16.
11 G. 3. c. 7. s. 1, 2. partly.

with Intent to hinder the Exportation of Corn, as relates to any Person who shall beat, wound, or use any other Violence to any Person or Driver, and so much thereof as makes any Second such Offence Felony; and an Act passed in the Thirteenth and Fourteenth Years
13 & 14 G. 3. c. 45. of the Reign of King *George* the Third, intituled *An Act to prevent malicious cutting and wounding, and to punish Offenders called Chalkers;* and so much of an Act passed in the Nineteenth and Twentieth
19 & 20 G. 3. c. 19. Part of s. 5. Years of the same Reign, intituled *An Act to prevent Combinations, and for the further Encouragement of Trade*, as relates to any maiming or wounding, or to the Offence of horsing, colting, carrying in Procession, or endangering the Life of any Person; and so much of an Act passed in the Twenty-third and Twenty-fourth Years of the
23 & 24 G. 3. c. 48. s. 7. same Reign, intituled *An Act for the Amendment of the Law in relation to the Salvage of Ships and Goods stranded, or in danger of perishing at Sea*, as relates to any Assault, beating, or wounding; and an Act
31 G. 3. c. 17. except s. 10. and 11, repealing 10 H. 7. c. 21. 9 Ann. c. 4. passed in the Thirty-first Year of the same Reign, intituled *An Act to prevent the horrid Crime of Murder, and to repeal an Act passed in the Tenth Year of King* Henry *the Seventh, intituled* '*An Act to* '*make Murder of Malice prepensed Treason,*' *and for repealing an Act made in the Ninth Year of Queen* Anne, *intituled* '*An Act for* '*bringing an Appeal in case of Murder, notwithstanding the Statute* '*of King* Henry *the Seventh, whereby Murder is made High Treason,*' save so much thereof as relates to Rescues or Attempts to rescue; and an Act passed in the Thirty-sixth Year of the same Reign, in-
36 G. 3. c. 27. tituled *An Act to make conspiring to murder Felony without Benefit of Clergy;* and so much of an Act passed in the same Year, intituled
36 G. 3. c. 31. *An Act for discontinuing the Judgment which has been required by Law to be given against Women convicted of certain Crimes, and substituting another Judgment in lieu thereof*, as relates to Petit Treason; and an Act passed in the Thirty-eighth Year of the same Reign,
38 G. 3. c. 57. intituled *An Act to amend an Act passed in the Thirty-sixth Year of His present Majesty, intituled* '*An Act to make conspiring to murder* '*Felony without Benefit of Clergy;*' and also the following Statutes
Acts of the United Parliament: and Acts, and Parts of Statutes and Acts, made in the Parliament of the United Kingdom; that is to say, an Act passed in the
43 G. 3. c. 58. Forty-third Year of the Reign of King *George* the Third, intituled *An Act for the further Prevention of malicious shooting and attempting to discharge loaded Fire Arms, stabbing, wounding, poisoning, and the malicious using of Means to procure the Miscarriage of Women, and also the malicious setting Fire to Buildings; and also for repealing a certain Act made in* England *in the Twenty-first Year of the late King* James *the First, intituled* '*An Act to prevent the destroying* '*and murdering of Bastard Children,*' *and also an Act made in* Ireland *in the Sixth Year of the Reign of the late Queen* Anne, *also intituled* '*An Act to prevent the destroying and* '*murdering of Bastard Children,*' *and for making other Provisions in lieu thereof;* and an Act passed in the Fifty-fourth Year of the
54 G. 3. c. 101. Reign of King *George* the Third, intituled *An Act for the more effectual Prevention of Child-stealing;* and an Act passed in the same
54 G. 3. c. 181. except s. 1 & 2. 55 G. 3. c. 88. Year, intituled *An Act to render more easy and effectual Redress for Assaults in* Ireland, (save only so far as the said Act relates to Proceedings by Civil Bill); and an Act passed in the Fifty-fifth Year of the same Reign, to amend the said last-mentioned Act; and so much

of

of an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act to remove Doubts and to remedy Defects in the Law, with respect to certain Offences committed upon the Sea or under the Jurisdiction of the Admiralty*, as refers to the Act of the Forty-third Year of the Reign of King *George* the Third, herein-before mentioned; and so much of an Act passed in the First and Second Years of the present Reign, intituled *An Act for the Amendment of the Law of Rescue*, as relates to the Offences of assaulting, beating, and wounding therein mentioned; and an Act passed in the Third Year of the present Reign, intituled *An Act for the further and more adequate Punishment of Persons convicted of Manslaughter, and of Servants convicted of robbing their Masters, and of Accessories before the Fact to Grand Larceny and certain other Felonies;* and so much of an Act passed in the Seventh Year of the present Reign, intituled *An Act to provide for the more effectual Punishment of certain Offences in* Ireland *with hard Labour*, as relates to any Assault; and the several herein-before recited Statutes and Acts, and Parts of Statutes and Acts, are hereby repealed accordingly, so far as relates to *Ireland*, and to Offences committed within the Jurisdiction of the Admiralty of *Ireland;* save and except so far as any of the said Statutes and Acts, or Parts of Statutes and Acts respectively, or any of them, may repeal the Whole or any Part of any other Act or Acts; and save and except as to Offences committed before or upon the said First Day of *September* One thousand eight hundred and twenty-nine, which shall be dealt with and punished as if this Act had not been passed.

1 G. 4. c. 90. s. 2.

1 & 2 G. 4. c. 88. s. 2.

3 G. 4. c. 38.

7 G. 4. c. 9.

All continuing Acts repealed.

II. And be it further enacted, That all Acts and Parts of Acts continuing or perpetuating any of the Statutes or Acts, or Parts of Statutes or Acts, herein-before repealed, so far only as relates to such Continuation or Perpetuation, from and after the said First Day of *September* One thousand eight hundred and twenty-nine, shall be and the same are hereby repealed.

Petit Treason to be treated in all respects as Murder.

III. And be it enacted, That every Offence which before the Commencement of this Act would have amounted to Petit Treason shall be deemed to be Murder only, and no greater Offence; and all Persons guilty in respect thereof, whether as Principals or as Accessories, shall be dealt with, indicted, tried, and punished as Principals and Accessories in Murder.

Punishment of Principals and Accessories in Murder.

IV. And be it enacted, That every Person convicted of Murder, or of being an Accessory before the Fact to Murder, shall suffer Death as a Felon; and every Accessory after the Fact to Murder shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life, or to be imprisoned with or without hard Labour in the Common Gaol or House of Correction for any Time not exceeding Four Years.

Period of Execution and Marks of Infamy.

V. And be it enacted, That every Person convicted of Murder shall be executed according to Law on the Day next but One after that on which the Sentence shall be passed, unless the same shall happen to be *Sunday*, and in that Case on the *Monday* following;

ing; and the Body of every Murderer shall, after Execution, either be dissected or hung in Chains, as to the Court shall seem meet; and Sentence shall be pronounced immediately after the Conviction of every Murderer, unless the Court shall see reasonable Cause for postponing the same; and such Sentence shall express, not only the usual Judgment of Death, but also the Time hereby appointed for the Execution thereof, and that the Body of the Offender shall be dissected or hung in Chains, whichsoever of the Two the Court shall order: Provided always, that after such Sentence shall have been pronounced it shall be lawful for the Court or Judge to stay the Execution thereof, if such Court or Judge shall so think fit.

Sentence to be pronounced immediately.

Power to respite.

Dissection of Bodies of Murderers.

VI. And be it enacted, That whenever Dissection shall be ordered by such Sentence, the Body of the Murderer, if executed in the County of *Dublin* or in the County of the City of *Dublin*, shall be immediately conveyed by the Sheriff or Sheriffs, or his or their Officers, to the Hall of the Surgeons Company in the City of *Dublin*, or to such other Place as the said Company shall appoint, and shall be delivered to such Person as the said Company shall appoint, for the Purpose of being dissected; and the Body of the Murderer, if executed elsewhere, shall in like Manner be conveyed, for the Purpose of being dissected, to any School of Surgery in the County or Place in which such Execution shall take place, if there shall be such a School in such County or Place, and if not, then to the Hall of the Surgeons Company in the City of *Dublin*, or such other Place as the said Company shall appoint, in like Manner as if such Execution had taken place in the County of *Dublin* or in the County of the City of *Dublin*.

Prison Regulations as to Murderers under Sentence.

VII. And be it enacted, That every Person convicted of Murder shall, after Judgment, be confined in some safe Place within the Prison, apart from all other Prisoners, and shall be fed with Bread and Water only, and with no other Food or Liquor, except in case of receiving the Sacrament, or in case of any Sickness or Wound, in which Case the Surgeon of the Prison may order other Necessaries to be administered; and no Person but the Gaoler and his Servants, and the Chaplain and Surgeon of the Prison, shall have Access to any such Convict, without the Permission in Writing of the Court or Judge before whom such Convict shall have been tried, or of the Sheriff or his Deputy: Provided always, that in case the Court or Judge shall think fit to respite the Execution of such Convict, such Court or Judge may by a Licence in Writing release, during the Period of the Respite, all or any of the Restraints or Regulations herein-before directed to be observed.

Conspiring to murder, a Capital Felony.

VIII. And be it enacted, That all Persons conspiring, confederating, and agreeing to murder any Person, shall be guilty of Felony, and being convicted thereof, shall suffer Death as Felons.

Solicitation to murder, Capital.

IX. And be it enacted, That every Person who shall solicit, encourage, persuade or endeavour to persuade, or who shall propose to any Person to murder any other Person, shall be guilty of Felony, and being convicted thereof, shall suffer Death as a Felon.

Murder or Manslaughter committed Abroad, may be tried in Ireland.

X. And be it enacted, That if any of His Majesty's Subjects shall be charged in *Ireland* with any Murder or Manslaughter, or with being accessory before the Fact to any Murder, or after the Fact to any Murder or Manslaughter, the same being respectively committed on Land out of the United Kingdom, whether within the King's Dominions or without, it shall be lawful for any Justice of the Peace of the County or Place where the Person so charged shall be, to take cognizance of the Offence so charged, and to proceed therein as if the same had been committed within the Limits of his ordinary Jurisdiction; and if any Person so charged shall be committed for Trial, or admitted to Bail to answer such Charge, the Offence so charged may be dealt with, inquired of, tried, determined, and punished in the County or Place in which such Person shall be so charged, in the same Manner in all respects as if such Offence had been committed in that County or Place: Provided that nothing herein contained shall prevent any Person from being tried in any Place out of *Ireland*, in the same Manner as such Person might have been tried before the passing of this Act.

Provision for Trial of Murder and Manslaughter, where the Death or Cause of Death only happens in Ireland.

XI. And be it enacted, That where any Person, being feloniously stricken, poisoned, or otherwise hurt upon the Sea, or at any Place out of *Ireland*, shall die of such Stroke, Poisoning, or Hurt in *Ireland*, or, being feloniously stricken, poisoned, or otherwise hurt at any Place in *Ireland*, shall die of such Stroke, Poisoning, or Hurt upon the Sea, or at any Place out of *Ireland*, every Offence committed in respect of any such Case, whether the same shall amount to the Offence of Murder or of Manslaughter, or of being accessory before the Fact to Murder, or after the Fact to Murder or Manslaughter, may be dealt with, inquired of, tried, determined, and punished in the County or Place in *Ireland* in which such Death, Stroke, Poisoning, or Hurt shall happen, in the same Manner in all respects as if such Offence had been wholly committed in that County or Place.

Punishment of Manslaughter.

XII. And be it enacted, That every Person convicted of Manslaughter shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life, or for any Term not less than Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Four Years, or to pay such Fine as the Court shall award; and it shall be lawful for the Court to direct that the Offender shall be kept in solitary Confinement during the Whole or any Portion or Portions of such Imprisonment, or Imprisonment with hard Labour.

As to Homicide not felonious.

XIII. Provided always, and be it enacted, That no Punishment or Forfeiture shall be incurred by any Person who shall kill another by Misfortune, or in his own Defence, or in any other Manner without Felony.

Attempts to murder, when evidenced by certain Acts, Capital.

XIV. And be it enacted, That if any Person unlawfully and maliciously shall administer or attempt to administer to any Person, or shall cause to be taken by any Person, any Poison or destructive Thing, or shall unlawfully and maliciously attempt to drown, suffocate, or strangle any Person, or shall unlawfully and maliciously shoot

shoot at any Person, or shall by drawing a Trigger, or in any other Manner, unlawfully and maliciously attempt to discharge any Kind of loaded Arms at any Person, or shall unlawfully and maliciously stab, cut, or wound any Person either with a sharp or a blunt Weapon or Instrument, and whether such wounding shall be by cutting, stabbing, or by Contusion, or shall unlawfully and maliciously throw or cast at or upon or otherwise apply to any Person any corrosive or noxious Liquid or Substance, with Intent, in any of the Cases aforesaid, to murder such Person, every such Offender, and every Person counselling, aiding, or abetting such Offender, shall be guilty of Felony, and being convicted thereof, shall suffer Death as a Felon.

Shooting at, or stabbing, cutting, or wounding, &c. any Person, with Intent to maim, &c. Capital.

XV. And be it further enacted, That if any Person unlawfully and maliciously shall shoot at any Person, or shall by drawing a Trigger, or in any other Manner, unlawfully and maliciously attempt to discharge any Kind of loaded Arms at any Person, or shall unlawfully and maliciously stab, cut, or wound any Person, whether such wounding shall be with a sharp or with a blunt Instrument, and whether by cutting or Contusion, or shall unlawfully and maliciously throw or cast at or upon or otherwise apply to any Person any corrosive or noxious Liquid or Substance, with Intent, in any of the Cases aforesaid, to maim, disfigure, or disable such Person, or to do some other grievous bodily Harm to such Person, or with Intent to resist the lawful Apprehension or Detainer of the Party so offending, or of any of his Accomplices, for any Offence for which he or they may respectively be liable by Law to be apprehended or detained, every such Offender, and every Person counselling, aiding, or abetting such Offender, shall be guilty of Felony, and being convicted thereof, shall suffer Death as a Felon: Provided always, that in case it shall appear, on the Trial of any Person indicted for any of the Offences above specified, that such Acts of shooting, or of attempting to discharge loaded Arms, or of stabbing, cutting, or wounding, or throwing, casting, or applying any corrosive or noxious Liquid or Substance as aforesaid, were committed under such Circumstances that if Death had ensued therefrom the same would not in Law have amounted to the Crime of Murder, in every such Case the Person so indicted shall be acquitted of Felony.

Proviso.

Administering Poison, or using Means to procure the Miscarriage of a Woman quick with Child.

The like as to a Woman not quick with Child.

XVI. And be it enacted, That if any Person, with Intent to procure the Miscarriage of any Woman then being quick with Child, unlawfully and maliciously shall administer to her, or cause to be taken by her, any Poison or other noxious Thing, or shall use any Instrument or other Means whatever with the like Intent, every such Offender, and every Person counselling, aiding, or abetting such Offender, shall be guilty of Felony, and being convicted thereof, shall suffer Death as a Felon; and if any Person, with the Intent to procure the Miscarriage of any Woman not being or not being proved to be then quick with Child, unlawfully and maliciously shall administer to her, or cause to be taken by her, any Medicine or other Thing, or shall use any Instrument or other Means whatever with the like Intent, every such Offender, and every Person counselling, aiding, or abetting such Offender, shall be guilty of Felony, and being convicted thereof, shall

shall be liable, at the Discretion of the Court, to be transported beyond the Seas for any Term not exceeding Fourteen Years nor less than Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Three Years, and, if a Male, to be Once, Twice, or Thrice publicly whipped (if the Court shall so think fit), in addition to such Imprisonment.

Woman disposing of the dead Body of her Child, to conceal the Birth, guilty of a Misdemeanor.

XVII. And be it enacted, That if any Woman shall be delivered of a Child, and shall, by secret burying or otherwise disposing of the dead Body of the said Child, endeavour to conceal the Birth thereof, every such Offender shall be guilty of a Misdemeanor, and being convicted thereof, shall be liable to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Two Years; and it shall not be necessary to prove whether the Child died before, at, or after its Birth: Provided always, that if any Woman tried for the Murder of her Child shall be acquitted thereof, it shall be lawful for the Jury by whose Verdict she shall be acquitted to find, in case it shall so appear in Evidence, that she was delivered of a Child, and that she did, by such secret burying or otherwise disposing of the dead Body of such Child, endeavour to conceal the Birth thereof, and thereupon the Court may pass such Sentence as if she had been convicted upon an Indictment for Concealment of the Birth.

Proviso.

Sodomy.

XVIII. And be it enacted, That every Person convicted of the abominable Crime of Buggery, committed either with Mankind or with any Animal, shall suffer Death as a Felon.

Rape.

XIX. And be it enacted, That every Person convicted of the Crime of Rape shall suffer Death as a Felon.

Carnal Knowledge of a Girl under 10, Death; above 10 and under 12, a Misdemeanor.

XX. And be it enacted, That if any Person shall unlawfully and carnally know and abuse any Girl under the Age of Ten Years, every such Offender shall be guilty of Felony, and being convicted thereof, shall suffer Death as a Felon; and if any Person shall unlawfully and carnally know and abuse any Girl, being above the Age of Ten Years and under the Age of Twelve Years, every such Offender shall be guilty of a Misdemeanor, and being convicted thereof, shall be liable to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for such Term as the Court shall award.

What shall be sufficient Proof of carnal Knowledge in the Four preceding Cases.

XXI. And whereas upon Trials for the Crimes of Buggery and Rape, and of carnally abusing Girls under the respective Ages herein-before mentioned, Offenders frequently escape by reason of the Difficulty of the Proof which has been required of the Completion of these several Crimes; for Remedy thereof be it enacted, That it shall not be necessary in any of those Cases to prove the actual Emission of Seed in order to constitute a carnal Knowledge, but that the carnal Knowledge shall be deemed complete upon Proof of Penetration only.

Forcible Abduction of Women.

XXII. And be it enacted, That if any Person shall by Force take or carry away any Woman or Girl against her Consent, with Intent that such Person or any other Person shall marry or defile her, every such Offender, and every Accessory before the Fact to such Offence, shall be guilty of Felony, and being convicted thereof, shall suffer Death as a Felon; and every Accessory after the Fact to such Offence shall be guilty of Felony, and being convicted thereof, shall be liable to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned, with or without hard Labour, for any Term not exceeding Three Years.

Abduction of an unmarried Girl under 18 Years of Age.

XXIII. And be it enacted, That when any unmarried Girl under the Age of Eighteen Years shall have any Interest, whether legal or equitable, present or future, absolute, conditional, or contingent, in any Real or Personal Estate, or shall be an Heiress presumptive or next of Kin to any one having such Interest, if any Person shall fraudulently allure, take, or convey away, or cause to be allured, taken, or conveyed away, such Girl out of the Possession and against the Will of her Father or Mother, or of any other Person having the lawful Care or Charge of her, and shall contract Matrimony with her, or shall defile her, every such Offender shall be guilty of a Misdemeanor, and being convicted thereof, shall be liable to such Imprisonment, not exceeding the Term of Three Years, as the Court shall award, and shall be incapable of taking any Estate or Interest, legal or equitable, in any Real or Personal Property of such Girl; and such Property shall, upon such Conviction, be vested, from the Time of such Marriage, in such Trustees as the Lord Chancellor, Lord Keeper, or Commissioners for the Custody of the Great Seal in *Ireland* shall appoint, for the sole and separate Use of such Girl, in the like Manner as if such Marriage had not taken place.

Abduction of an unmarried Girl under Sixteen.

XXIV. And be it enacted, That if any Person shall unlawfully take or cause to be taken any unmarried Girl under the Age of Sixteen Years, out of the Possession and against the Will of her Father or Mother, or of any other Person having the lawful Care or Charge of her, every such Offender shall be guilty of a Misdemeanor, and being convicted thereof, shall be liable to suffer such Punishment, by Fine or Imprisonment, or by both, as the Court shall award.

Child-stealing.

XXV. And be it enacted, That if any Person shall maliciously, either by Force or Fraud, lead or take away, or decoy or entice away, or detain, any Child under the Age of Ten Years, with Intent to deprive the Parent or Parents, or any other Person having the lawful Care or Charge of such Child, of the Possession of such Child, or with Intent to steal any Article upon or about the Person of such Child, to whomsoever such Article may belong; or if any Person shall, with any such Intent as aforesaid, receive or harbour any such Child, knowing the same to have been by Force or Fraud led, taken, decoyed, enticed away, or detained, as herein-before mentioned; every such Offender, and every Person counselling, aiding, or abetting such Offender, shall be guilty of Felony, and being convicted thereof, shall be liable to be transported beyond the Seas for the Term of Seven Years, or to be imprisoned, with or without hard Labour, in the

Common Gaol or House of Correction, for any Term not exceeding Two Years, and, if a Male, to be Once, Twice, or Thrice publicly or privately whipped (if the Court shall so think fit), in addition to such Imprisonment: Provided always, that no Person who shall have claimed to be the Father of an illegitimate Child, or to have any Right to the Possession of such Child, shall be liable to be prosecuted by virtue hereof, on account of his getting Possession of such Child, or taking such Child out of the Possession of the Mother, or any other Person having the lawful Charge thereof.

Not to extend to Fathers of illegitimate Children.

XXVI. And be it enacted, That if any Person, being married, shall marry any other Person during the Life of the former Husband or Wife, whether the Second Marriage shall have taken place in *Ireland* or elsewhere, every such Offender shall be guilty of Felony, and being convicted thereof, shall be liable to be transported beyond the Seas for the Term of Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Two Years; and any such Offence may be dealt with, inquired of, tried, determined, and punished in the County where the Offender shall be apprehended or be in Custody, as if the Offence had been actually committed in that County: Provided always, that nothing herein contained shall extend to any Second Marriage contracted out of *Ireland* by any other than a Subject of His Majesty, or to any Person marrying a Second Time whose Husband or Wife shall have been continually absent from such Person for the Space of Seven Years then last past, and shall not have been known by such Person to be living within that Time, or shall extend to any Person who at the Time of such Second Marriage shall have been divorced from the Bond of the First Marriage, or to any Person whose Marriage shall have been declared void by the Sentence of any Court of competent Jurisdiction.

Bigamy.

Place of Trial.

Exceptions.

XXVII. And be it enacted, That if any Person shall arrest any Clergyman upon any Civil Process while he shall be performing Divine Service, or shall, with the Knowledge of such Person, be going to perform the same, or returning from the Performance thereof, every such Offender shall be guilty of a Misdemeanor, and being convicted thereof, shall suffer such Punishment, by Fine or Imprisonment, or by both, as the Court shall award.

Arrest of Clergyman during Divine Service.

XXVIII. And be it enacted, That if any Person shall, in consequence of any unlawful Combination or Conspiracy respecting any Trade, Business, or Manufacture, or respecting any Person concerned or employed therein, unlawfully and maliciously assault any Person with Intent to do to such Person any grievous bodily Harm, every such Offender shall be liable to be transported beyond the Seas for the Term of Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Three Years, and, if a Male, to be Once, Twice, or Thrice privately whipped (if the Court shall think fit), in addition to such Imprisonment.

Assaults arising from Combination.

XXIX. And be it enacted, That if any Person shall unlawfully and maliciously assault, beat, or wound any Person, so as thereby to endanger

Violent Assaults.

endanger the Life of such Person, or so as thereby to inflict upon such Person any grievous bodily Harm, every such Offender, being convicted thereof, shall be liable to be transported beyond the Seas for the Term of Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Three Years, and, if a Male, to be Once, Twice, or Thrice publicly or privately whipped, in addition to such Imprisonment, if the Court shall think fit.

Assaults on Officers, &c. for endeavouring to save shipwrecked Property.

XXX. And be it enacted, That if any Person shall assault and strike or wound any Magistrate, Officer, or other Person whatsoever lawfully authorized, on account of the Exercise of his Duty in or concerning the Preservation of any Vessel in Distress, or of any Vessel, Goods, or Effects wrecked or stranded or cast on Shore, or lying under Water, every such Offender, being convicted thereof, shall be liable to be transported beyond the Seas for the Term of Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for such Term as the Court shall award.

Certain Assaults punishable with hard Labour.

XXXI. And be it enacted, That where any Person shall be charged with and convicted of any of the following Offences or Misdemeanors; that is to say, of any Assault with Intent to commit Felony; of any Assault upon any Peace Officer or Revenue Officer in the due Execution of his Duty, or upon any Person acting in aid of such Officer; of any Assault upon any Person with Intent to resist or prevent the lawful Apprehension or Detainer of the Party so assaulting, or of any other Person for any Offence for which he or they may be liable by Law to be apprehended or detained; in any such Case the Court may sentence the Offender to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Two Years, and may also (if the Court shall so think fit) fine the Offender, and require him to find Sureties for keeping the Peace.

Assaults with Intent to prevent the Sale or Purchase of Grain.

XXXII. And be it enacted, That if any Person shall beat, wound, or use any other Violence to any Person with Intent to deter or hinder him from selling or buying any Wheat or other Grain, Flour, Meal, Malt, or Potatoes, in any Market or other Place, or shall beat, wound, or use any other Violence to any Person having the Care or Charge of any Wheat or other Grain, Flour, Meal, Malt, or Potatoes, whilst on the Way to or from any City, Market Town, or other Place, with Intent to stop the Conveyance of the same, every such Offender may be convicted thereof before Two Justices of the Peace, and imprisoned and kept to hard Labour in the Common Gaol or House of Correction for any Term not exceeding Three Calendar Months: Provided always, that no Person, who shall be punished for any such Offence by virtue of this Provision, shall be punished for the same Offence by virtue of any other Law whatsoever.

On Conviction for Assault, Court may order Payment of Prosecutor's Costs.

XXXIII. And be it enacted, That where any Person shall be convicted on any Indictment for an Assault, whether with or without Battery and wounding, or either of them, such Person may, if the Court shall so think fit, in addition to the Judgment which shall be considered proper for the Offence, be ordered and adjudged to pay to the Prosecutor his actual and necessary Costs and Expences of Prosecution,

tion, and such moderate Allowance for the Loss of Time as the Court shall by Affidavit or other Inquiry and Examination ascertain to be reasonable; and unless the Sum so awarded shall be sooner paid, to be imprisoned for any Time not exceeding Three Months, in addition to the Term of Imprisonment (if any) to which the Offender may be sentenced for the Offence.

Payment may be enforced by Distress of Offender's Goods.

XXXIV. Provided always, and be it enacted, That it shall and may be lawful for the Court, by Warrant under Hand and Seal, to order that such Sum as shall be so awarded shall be levied by Distress and Sale of the Goods and Chattels of the Offender, and paid to the Person prosecuting, and that the Surplus (if any) arising from such Sale shall be paid to the Owner; and in case such Sum shall be so levied, the Imprisonment awarded until Payment of such Sum shall thereupon cease.

Prosecutor a competent Witness.

XXXV. And be it enacted, That the Power hereby given to award such Compensation as aforesaid shall not prevent any Prosecutor from being a competent Witness on any Indictment.

Summary Punishment for common Assaults.

XXXVI. And whereas it is expedient that a summary Power of punishing Persons for common Assaults and Batteries should be provided under the Limitations herein-after mentioned; be it therefore enacted, That when any Person shall unlawfully assault or beat any other Person, it shall be lawful for Two Justices of the Peace, upon Complaint of the Party aggrieved, to hear and determine such Offence; and the Offender, upon Conviction thereof before them, shall forfeit and pay such Fine as shall appear to them to be meet, not exceeding, together with Costs (if ordered), the Sum of Five Pounds, which Fine shall be paid to the Treasurer or other proper Officer of the Infirmary of the County, City, Town, or Place wherein such Conviction shall take place, or in case there shall not be any Infirmary therein, then to the Treasurer or other proper Officer of such other public Charity therein as such Justices shall direct; and if such Fine as shall be awarded by the Justices, together with Costs (if ordered), shall not be paid, either immediately after the Conviction or within such Period as the said Justices shall at the Time of the Conviction appoint, it shall be lawful for them to commit the Offender to the Common Gaol or House of Correction, there to be imprisoned for any Term not exceeding Two Calendar Months, unless such Fine and Costs be sooner paid; but if the Justices, upon the Hearing of any such Case of Assault or Battery, shall deem the Offence not to be proved, or shall find the Assault or Battery to have been justified, or so trifling as not to merit any Punishment, and shall accordingly dismiss the Complaint, they shall forthwith make out a Certificate under their Hands, stating the Fact of such Dismissal, and shall deliver such Certificate to the Party against whom the Complaint was preferred.

Such Certificate or Conviction shall be a Bar to any other Proceedings.

XXXVII. And be it enacted, That if any Person against whom any such Complaint shall have been preferred for any common Assault or Battery shall have obtained such Certificate as aforesaid, or having been convicted shall have paid the whole Amount adjudged to be paid

paid under such Conviction, or shall have suffered the Imprisonment awarded for Nonpayment thereof, in every such Case he shall be released from all further or other Proceedings, Civil or Criminal, for the same Cause.

These Provisions not to apply to aggravated Assaults.

XXXVIII. Provided always, and be it enacted, That in case the Justices shall find the Assault or Battery complained of to have been accompanied by any Attempt to commit Felony, or shall be of opinion that the same is, from any other Circumstance, a fit Subject for a Prosecution by Indictment, they shall abstain from any Adjudication thereupon, and shall deal with the Case in all respects in the same Manner as they would have done before the passing of this Act: Provided also, that nothing herein contained shall authorize any Justices of the Peace to hear and determine any Case of Assault or Battery in which any Question shall arise as to the Title to any Lands, Tenements, or Hereditaments, or any Interest therein or accruing thereupon, or as to any Bankruptcy or Insolvency, or any Execution under the Process of any Court of Justice.

Punishment of Master of Merchant Vessel forcing a Seaman on Shore, or refusing to bring him Home.

Mode of Trial, &c.

XXXIX. And be it enacted, That if any Master of a Merchant Vessel shall, during his being Abroad, force any Man on Shore, or wilfully leave him behind in any of His Majesty's Colonies or elsewhere, or shall refuse to bring Home with him again all such of the Men whom he carried out with him as are in a Condition to return when he shall be ready to proceed on his homeward-bound Voyage, every such Master shall be guilty of a Misdemeanor, and being lawfully convicted thereof, shall be imprisoned for such Term as the Court shall award; and all such Offences may be prosecuted by Indictment or by Information, at the Suit of His Majesty's Attorney General, in the Court of King's Bench, and may be alleged in the Indictment or Information to have been committed in the County of the City of *Dublin;* and the said Court is hereby authorized to issue One or more Commissions, if necessary, for the Examination of Witnesses Abroad; and the Depositions taken under the same shall be received in Evidence on the Trial of every such Indictment or Information.

Punishment of Accessories not before provided for.

XL. And be it enacted, That every Accessory before the Fact to any Felony punishable under this Act, for whom no Punishment has been herein-before provided, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for any Term not exceeding Fourteen Years nor less than Seven Years, or to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Three Years; and every Accessory after the Fact to any Felony punishable under this Act, for whom no Punishment has been herein-before provided, shall be liable to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, for any Term not exceeding Two Years; and every Person who shall counsel, aid, or abet the Commission of any Misdemeanor punishable under this Act, shall be liable to be proceeded against and punished as a principal Offender.

Offences against this Act com-

XLI. And be it enacted, That all indictable Offences mentioned in this Act, which shall be committed within the Jurisdiction of the

Admiralty of *Ireland*, shall be deemed to be Offences of the same Nature, and liable to the same Punishments, as if they had been committed upon the Land in *Ireland*, and may be dealt with, inquired of, tried, and determined in the same Manner as any other Offences committed within the Jurisdiction of the Admiralty of *Ireland*: Provided always, that nothing herein contained shall alter or affect any of the Laws relating to the Government of His Majesty's Land or Naval Forces. mitted at Sea.

XLII. And for the more effectual Prosecution of Offences punishable upon summary Conviction by virtue of this Act, be it enacted, That where any Person shall be charged on the Oath of a credible Witness, before any Justice of the Peace, with any such Offence, the Justice may summons the Person charged to appear before any Two Justices of the Peace at a Time and Place to be named in such Summons; and if he shall not appear accordingly, then (upon Proof of the due Service of the Summons upon such Person by delivering the same to him) the Justices may either proceed to hear and determine the Case *ex parte*, or may issue their Warrant for apprehending such Person and bringing him before them; or the Justice before whom the Charge shall be made may (if he shall so think fit) issue such Warrant in the first Instance, without any previous Summons. Provision for Offences punishable under this Act by summary Conviction.

XLIII. Provided always, and be it enacted, That the Prosecution for every Offence punishable on summary Conviction by virtue of this Act shall be commenced within Three Calendar Months after the Commission of the Offence, and not otherwise. Limitation of summary Proceedings.

XLIV. And be it enacted, That the Justices before whom any Person shall be summarily convicted of any Offence against this Act may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case shall require; (that is to say,) Form of Conviction.

'BE it remembered, That on the Day of in the Year of our Lord , at in the County of [*or* Riding, Division, Liberty, City, &c. *as the Case may be*], *A. O.* is convicted before us [*naming the Justices*], Two of His Majesty's Justices of the Peace for the said County [*or* Riding, &c.], for that he the said *A. O.* did [*specify the Offence, and the Time and Place when and where the same was committed, as the Case may be*]; and we the said Justices adjudge the said *A. O.* for his said Offence to be imprisoned in the , and there kept to hard Labour for the Space of , [*or*, we adjudge the said *A. O.* for his said Offence to forfeit and pay the Sum of] [*here state the Amount of the Fine imposed*], and also to pay the Sum of for Costs; and in default of immediate Payment of the said Sums, to be imprisoned in the for the Space of , unless the said Sums shall be sooner paid, [*or*, and we order that the said Sums shall be paid by the said *A. O.* on or before the Day of]; and we direct that the said Sum of [i. e. *the Amount of the Fine*] shall be paid to ; and we order that the said Sum of for Costs

'Costs shall be paid to *C. D.* [*the Party aggrieved*]. Given under 'our Hands the Day and Year first above mentioned.'

No Certiorari, &c.

XLV. And be it enacted, That no such Conviction shall be quashed for Want of Form, or be removed by Certiorari or otherwise into any of His Majesty's superior Courts of Record; and no Warrant of Commitment shall be held void by reason of any Defect therein, provided it be therein alleged that the Party has been convicted, and there be a good and valid Conviction to sustain the same.

Not to affect any Acts relating to High Treason, or to the Revenue, or Combinations. 6 G. 4. c. 129.

XLVI. Provided always, and be it enacted, That nothing in this Act contained shall affect or alter any Act, so far as it relates to the Crime of High Treason, or to any Branch of the Public Revenue, or shall affect or alter any Act for the Prevention of Smuggling, or any Part of the Act passed in the Sixth Year of the present Reign, intituled *An Act to repeal the Laws relating to the Combination of Workmen, and to make other Provisions in lieu thereof.*

This Act not to affect certain Irish Statutes. 23 G. 2. c. 11. 3 G. 3. c. 19. 15 & 16 G. 3. c. 21. 23 & 24 G. 3. c. 20. 27 G. 3. c. 15.

XLVII. Provided also, and be it enacted, That nothing in this Act contained shall in any Manner affect or be deemed or construed to affect any of the Provisions contained in an Act passed in the Parliament of *Ireland* in the Twenty-third Year of the Reign of King *George* the Second, intituled *An Act to provide for begging Children, and for the better Regulation of Charity Schools, and for taking up vagrant and offensive Beggars in the City of* Dublin *and Liberties thereof, and the Liberties thereto adjoining;* or in an Act passed in the Parliament of *Ireland* in the Third Year of the Reign of King *George* the Third, intituled *An Act for indemnifying all such Persons as have been or shall be aiding in the dispersing of Riots and apprehending the Rioters;* or in an Act passed in the Parliament of *Ireland* in the Fifteenth and Sixteenth Years of the same Reign, intituled *An Act to prevent and punish tumultuous Risings of Persons within this Kingdom, and for other Purposes therein mentioned;* or in an Act passed in the Parliament of *Ireland* in the Twenty-third and Twenty-fourth Years of the same Reign, intituled *An Act for the more effectually punishing such Persons as shall by Violence obstruct the Freedom of Corn Markets and the Corn Trade, and who shall be guilty of other Offences therein mentioned, and for making Satisfaction to the Parties injured;* or in an Act passed in the Parliament of *Ireland* in the Twenty-seventh Year of the same Reign, intituled *An Act to prevent tumultuous Risings and Assemblies, and for the more effectual Punishment of Persons guilty of Outrage, Riot, illegal Combination, and of administering and taking unlawful Oaths.*

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ANNO DECIMO

GEORGII IV REGIS.

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CAP. XXXV.

An Act to prevent Arrests upon Mesne Process where the Debt or Cause of Action is under Twenty Pounds, and to regulate the Practice of Arrests, in *Ireland*. [4th *June* 1829.]

WHEREAS by an Act passed in the Parliament of the United Kingdom in the Forty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the more effectual Prevention of frivolous and vexatious Arrests and Suits, and to authorize the levying of Poundage upon Executions in certain Cases*, it was amongst other Things enacted, that from and after the First Day of *June* One thousand eight hundred and three no Person should be arrested or held to Special Bail upon any Process issuing out of any Court within those Parts of the United Kingdom of *Great Britain* and *Ireland* called *England* and *Ireland*, for a Cause of Action not originally amounting to such Sum for which such Person was by the Laws then in being liable to be arrested and held to Bail, over and above and exclusive of any Costs, Charges, and Expences that might have been incurred, recovered, or become chargeable in or about the suing for or recovering the same or any Part thereof: And whereas by an Act passed in the same Year, intituled *An Act to render the Process of His Majesty's Courts of King's Bench, Common Pleas, and Exchequer, in Personal Actions in* Ireland, *more beneficial, and also to prevent frivolous and vexatious Arrests; and to repeal so much of an Act passed in the Parliament of* Ireland *in the Twenty-first and* 43 G. 3. c. 46. 43 G. 3. c. 53.

Twenty-second Years of the Reign of His present Majesty, intituled 'An 'Act for enlarging the Time for Trials by Nisi Prius in the City and 'County of Dublin, *and for making the Process of the Court of Exchequer 'more effectual, as relates to compelling the Appearance of Defendants 'in Personal Actions,'* it is amongst other Things enacted, that from and after the First Day of *Michaelmas* Term in the Year One thousand eight hundred and three no Person shall be held to Special Bail upon any Process issuing out of His Majesty's Court of King's Bench, Common Pleas, or Exchequer, in that Part of the said United Kingdom called *Ireland*, where the Cause of Action shall not amount to the Sum of Ten Pounds or upwards, nor out of any inferior Court where the Cause of Action shall not amount to the Sum of Forty Shillings or upwards; and that in all Cases where the Cause of Action shall not amount to the Sum of Ten Pounds or upwards in any of the said superior Courts, or to Forty Shillings or upwards in any such inferior Courts, (and the Plaintiff or Plaintiffs shall proceed by way of Process against the Person,) he, she, or they shall not arrest or cause to be arrested the Body of the Defendant or Defendants, but shall serve him, her, or them personally with a Copy of the Process; and if such Defendant or Defendants shall not appear at the Return of the Process, or within Eight Days after such Return, in such Case it shall and may be lawful for the Plaintiff or Plaintiffs, upon Affidavit being made and filed in the proper Court, of the personal Service of such Process as aforesaid, (which said Affidavit shall be filed *gratis*,) to enter a Common Appearance or file Common Bail for the Defendant or Defendants, and to proceed thereon as if such Defendant or Defendants had entered his, her, or their Appearance, or filed Common Bail; any Law or Usage to the contrary notwithstanding: And whereas it is expedient to extend and render more effectual the Provisions of the said recited Acts; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the First Day of *August* One thousand eight hundred and twenty-nine no Person shall be held to Special Bail upon any Process issuing out of any Court in *Ireland*, where the Cause of Action shall not have originally amounted to the Sum of Twenty Pounds or upwards, over and above and exclusive of any Costs, Charges, and Expences that may have been incurred, recovered, or become chargeable in or about the suing for or recovering the same or any Part thereof; and that in all Cases where the Cause of Action shall not amount to Twenty Pounds or upwards, exclusive of such Costs, Charges, and Expences as aforesaid, and the Plaintiff or Plaintiffs shall proceed by the Way of Process against the Person, he, she, or they shall not arrest or cause to be arrested the Body of the Defendant or Defendants, but shall serve him, her, or them personally with a Copy of the Process and Proceedings thereupon, in such Manner as by the said last recited Act of the Forty-third Year of the Reign of His late Majesty King *George* the Third is provided in Cases where the Cause of Action shall not amount to Ten Pounds or upwards in any superior Court, or to Forty Shillings or upwards in any inferior Court; and that where the Cause of Action in any Court shall not amount to the Sum of Twenty Pounds, exclusive of

No Person to be held to Bail where Cause of Action does not amount to 20*l.*

such Costs, Charges, and Expences as aforesaid, no Special Writ or Writs, nor any Process specially therein expressing the Cause or Causes of Action, shall from and after the said First Day of *August* be sued forth or issued from any Court, in order to compel any Person or Persons to appear thereon in such Court; and all Proceedings and Judgments that shall from and after the said First Day of *August* be had on any such Writ or Process shall be and are hereby declared to be void and of no Effect.

Defendant discharged from Arrest upon making Deposit with the Sheriff, pursuant to 43 G. 3. c. 46. may, instead of perfecting Special Bail, allow the Deposit to be paid into Court;

II. And whereas by the said first-recited Act passed in the Forty-third Year of the Reign of His late Majesty King *George* the Third Persons arrested upon Mesne Process were enabled, in lieu of giving Bail to the Sheriff, to deposit in the Hands of the Sheriff the Sum indorsed upon the Writ, together with Ten Pounds in addition to such Sum to answer the Costs which might accrue up to the Time of the Return of the Writ, and also such further Sum, if any, as should have been paid for the King's Fine upon any original Writ, and should thereupon be discharged from such Arrest: And whereas it is expedient to extend the Provisions of the said last-mentioned Act, and to enable Persons who have been arrested to deposit or pay into the Court in which the Writ shall be returnable the Sum indorsed upon the Writ, together with an additional Sum as a Security for Costs, to abide the Event of the Suit, instead of putting in and perfecting Bail in the said Action; be it therefore enacted, That in all Cases in which any Defendant shall have been discharged from Arrest, upon making such Deposit as is required by the said last-mentioned Act, and the Sum so deposited shall have been paid into Court, it shall be lawful for such Defendant, instead of putting in and perfecting Special Bail in the Action, according to the Course and Practice of the Court, to allow the Sum so deposited with the Sheriff, and by him paid into Court as aforesaid, together with the additional Sum of Ten Pounds to be paid into Court by such Defendant as a further Security for the Costs of the Action, to remain in the Court to abide the Event of the Suit; and in all Cases where any Defendant shall have been arrested and shall have given Bail to the Sheriff, or shall have been arrested and remain in Custody, it shall be lawful for such last-mentioned Defendant, instead of putting in and perfecting Special Bail, to deposit and pay into the said Court the Sum indorsed upon the Writ, together with the Amount of the King's Fine, if any, upon the original Writ, and the further Sum of Twenty Pounds as a Security for the Costs of the Action, there to remain to abide the Event of the Suit; and thereupon the said Defendant may and he is hereby required to enter a Common Appearance or file Common Bail in the Action, within such Time as he would have been required to have put in and perfected Special Bail in the Action, according to the Course of the said Court, or, in Default thereof, the Plaintiff in the Action is hereby empowered to enter such Common Appearance or file Common Bail for the said Defendant, and the Cause may proceed as if the Defendant had put in and perfected Special Bail; and in case Judgment in the said Action shall be given for the Plaintiff, he shall be entitled, by Order of the Court, upon Motion made for that Purpose, to receive the said Money so remaining in or so deposited

or if he remains in Custody, or gives Bail to the Sheriff, he may pay the Debt into Court, with 20*l.* to answer Costs, and file Common Bail.

or

or paid into the Court as aforesaid, or so much thereof as will be sufficient to satisfy the Sum recovered by the Judgment, and the Costs of the Application; and if Judgment be given in the said Action for the Defendant, or the Plaintiff discontinue his Suit, or be otherwise barred, or in case the Sum deposited and paid into Court be more than sufficient to satisfy the Plaintiff, the said Money so deposited or paid into Court, or so much thereof as shall remain, shall, by Order of the Court, upon Motion to be made for that Purpose, be repaid to such Defendant.

Defendant may receive such Deposit and Payment out of Court upon perfecting Special Bail.

III. Provided always, and be it enacted, That it shall and may be lawful for the said Defendant who hath made his Election to make such Deposit and Payment as aforesaid, at any Time in the Progress of the Cause before Issue joined in Law or Fact, or final or interlocutory Judgment signed, to receive the same out of Court, by Order of the said Court, upon putting in and perfecting Special Bail in the Cause, and Payment of such Costs to the Plaintiff as the said Court shall direct.

Defendant who has perfected Special Bail may lodge Money in Court, and obtain Execution on the Bailpiece.

IV. Provided also, and be it further enacted, That it shall and may be lawful for any Defendant who shall have put in and perfected Special Bail in any Cause, upon Motion to the Court in which the Action is brought, if the Court shall so think fit, to deposit and pay into Court the Sum which would have been deposited and paid in case the Defendant had originally elected so to do, together with such further Sum to answer the Costs as the Court may direct, to abide the Event of the said Suit, and to be disposed of in manner aforesaid; and thereupon it shall be lawful for the said Court to direct a Common Appearance to be entered or Common Bail to be filed for the Defendant, and an Execution to be entered upon the Bail-piece in the said Cause.

Repeal of Acts authorizing Arrests where Cause of Action amounts to less than 20*l.*

V. And be it further enacted, That so much of any Act or Acts heretofore passed for the Recovery of Debts within certain Districts and Jurisdictions, which may have authorized the Arrest and Imprisonment of Defendants when the Cause of Action amounts to less than Twenty Pounds, exclusive of such Costs, Charges, and Expences as aforesaid, shall be and the same is hereby, from and after the said First Day of *August*, repealed.

Act to extend only to Ireland.

VI. Provided always, That the Provisions of this Act shall extend only to that Part of the United Kingdom called *Ireland*.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXVI.

An Act to continue until the End of the next Session of Parliament, and to amend, the Acts for the Relief of Insolvent Debtors in *Ireland*.

[4th *June* 1829.]

WHEREAS an Act was passed in the Session holden in the First and Second Years of His present Majesty's Reign, intituled *An Act for the Relief of Insolvent Debtors in* Ireland, to continue in force until the First Day of *August* One thousand eight hundred and twenty-six, and thenceforth until the End of the then next Session of Parliament, and no longer; and which Act was amended by an Act passed in the Third Year of His present Majesty's Reign; and by an Act made in the Seventh and Eighth Years of His present Majesty's Reign both the said Acts were continued, and are in force until the End of this present Session of Parliament; and it is expedient that the said Acts should be further continued and amended: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Two first-recited Acts shall be and the said Acts are hereby continued, and shall remain in force from the passing of this Act until the End of the Session of Parliament next ensuing this present Session, as amended by this Act.

1 & 2 G. 4. c. 59. and

3 G. 4. c. 124. continued.

Sittings of the Court between Trinity Term and 1st Nov. yearly.

II. And be it enacted, That during the Period between the last Day of *Trinity* Term and the First Day of *November* in every Year the Court for the Relief of Insolvent Debtors under the said Acts shall have full Power and Authority to regulate and appoint the Sittings of the said Court, at such Times as to the said Court shall appear fit and necessary, for the due Administration of Justice in the said Court; provided that the said Court shall not be adjourned at any Time during the said Period for more than Two Calendar Months at any One Time.

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ANNO DECIMO

GEORGII IV REGIS.

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CAP. XXXVII.

An Act to amend the Laws relating to Coroners in *Ireland*. [4th *June* 1829.]

WHEREAS an Act was passed in the Parliament of *Ireland*, in the Sixth Year of the Reign of Queen *Ann*, intituled *An Act for lessening Sheriffs Fees on Executions*, whereby, after reciting that through the great Corruption and Partiality of Sub-Sheriffs and their Bailiffs it had become very difficult to have any Mesne Process or Execution duly executed, but that Returns were made that the Party against whom such Process or Execution issued was not to be found, and that he had no Lands or Goods, although the contrary was true, it was enacted, that where any Sheriff should, on any Mesne Process or Execution, return that the Person against whom such Mesne Process or Execution should issue could not be found, or that he had not any Goods or Lands, in such Case the Party Plaintiff might take out the same or any other Mesne Process or Execution, directed to all or any of the Coroners of the said County, who should and might execute the same without any further Direction or Regard to the said Sheriffs, any former Law, Statute, or Usage to the contrary notwithstanding; and that thereupon the said Coroner or Coroners should be authorized and empowered to take Bail for the Appearance of such Person or Persons taken by him or them on Mesne Process, as the Sheriff might have done, and should be liable to an Action in case of any Escape of any Person in his or their Custody on such Mesne Process or Execution, as the Sheriff should have 6 Ann, c. 7.

have been if the said Writ had been executed by him, and that the said Coroner or Coroners should and might take such Fees, and no other or more, for Execution of the said several Writs, than as was by the said Act appointed; and in case the said Coroner or Coroners should commit any Person or Persons so taken by them to the County Gaol, the Gaoler was thereby directed and required to receive and detain them: And whereas by an Act passed in the Third Year of His present Majesty's Reign, intituled *An Act to regulate the Qualifications of Persons holding the Office of Coroner in* Ireland, it was amongst other Things enacted, that no Writ or Process in any Civil Suit or Action should in any Case be awarded to any Coroner in *Ireland*, except in Cases in which the Sheriff to whom such Process should be awarded should be interested in the Suit, or should be of Kindred either to the Plaintiff or Defendant; by which said last-mentioned Enactment the said Provisions of the said Act of Queen *Ann* were repealed: And whereas such Repeal has been found to be of mischievous Consequence; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said Act of the Third Year of His present Majesty as is hereinbefore recited shall be and the same is hereby repealed, and that the said Provisions of the said Act of Queen *Ann* shall be and the same are hereby revived and re-enacted.

3 G. 4. c. 115.

Part of 3 G. 4. c. 115. repealed, and certain Provisions of 6 Ann. revived.

No Person to vote at Elections for Coroners, unless entitled to vote for Knights of the Shire.

II. And whereas by the said Act passed in the Third Year of the Reign of His present Majesty it was also enacted, that no Person should be capable of being elected or chosen to the Office of Coroner for any County in *Ireland* who should not have an Estate of the Value therein mentioned, but no Provision is by the said Act made with respect to the Qualification of Persons electing Coroners of Counties: And whereas it has been found that such Elections have, in consequence of the Number of Persons claiming a Right to vote thereat, been in some Instances much protracted, to the great Inconvenience of Sheriffs holding such Elections and to the Interruption of their other Duties, and to the Danger of the public Peace; be it therefore enacted, That from and after the Commencement of this Act no Person shall be permitted to vote at any Election for the Office of Coroner in any County in *Ireland*, unless such Person shall be, at the Time when he claims so to vote, qualified by Law to vote at an Election for a Knight of the Shire to serve in Parliament for such County, of which Qualification the Certificate by Law prescribed of their Registry of the Freehold of such Person shall be sufficient Evidence.

Enabling Coroners to remunerate Witnesses attending Inquests.

III. And whereas at Inquests held by Coroners upon the Bodies of deceased Persons, great Difficulty exists in procuring the Attendance of Witnesses duly qualified to give Evidence as to the Cause of the Death of such Persons, by reason of the Want of any Power to remunerate such Witnesses for their Trouble and Loss of Time; be it enacted, That it shall and may be lawful for any Coroner, before whom any Physician, Surgeon, Apothecary, Chemist, or other Person practising Medicine or Surgery, shall, in pursuance of a Summons

from such Coroner, attend and be examined relative to the Death of any deceased Person, to grant to such Witness an Order, signed by such Coroner, upon the Treasurer of the County or County of a City within which such Inquest shall be held, for such Sum, not exceeding Five Pounds, as to such Coroner shall seem fit; and the Treasurer upon whom such Order shall be given shall pay the same to the Person presenting it; and the Amount of every such Payment shall be raised off the County or County of the City by the Grand Jury, in like Manner as other Sums authorized to be presented and levied by such Grand Jury.

Time of Elections limited.

IV. And be it enacted, That no Election for the Office of Coroner shall continue longer than Ten days from the Day of the Delivery of the Writ for holding such Election.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXVIII.

An Act for the more effectual Punishment of Attempts to murder in certain Cases in *Scotland*.

[4th *June* 1829.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to make Provision in* Scotland *for the further Prevention of malicious shooting and attempting to discharge loaded Fire Arms, stabbing, cutting, wounding, poisoning, and disabling His Majesty's Subjects;* which Act did not extend to the Punishment of Cases of Attempts to murder by means of Suffocation, Strangulation, and Drowning: And whereas it is expedient that a suitable Punishment should attach to such Crimes, and that the Provisions relative to all the aforesaid Offences should be included in One Act: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, the before-recited Act passed in the Sixth Year of the Reign of His present Majesty shall be and the same is hereby repealed, except as to any Offences against the same committed before the passing of this Act, which shall be dealt with and punished as if this Act had not been passed. 6 G. 4. c. 126.

Recited Act repealed, except as to Offences already committed.

II. And be it enacted, That from and after the passing of this Act, if any Person shall, within *Scotland*, wilfully, maliciously, and unlawfully shoot at any of His Majesty's Subjects, or shall wilfully, maliciously, and unlawfully present, point, or level any Kind of loaded Fire Arms at any of His Majesty's Subjects, and attempt, by drawing

Persons wilfully shooting, stabbing, strangling, &c., punishable with Death.

drawing a Trigger or in any other Manner, to discharge the same at or against his or their Person or Persons; or shall wilfully, maliciously, and unlawfully stab or cut any of His Majesty's Subjects, with Intent, in so doing, or by means thereof, to murder or to maim, disfigure or disable such His Majesty's Subject or Subjects, or with Intent to do some other grievous bodily Harm to such His Majesty's Subject or Subjects; or shall wilfully, maliciously, and unlawfully administer to or cause to be administered to or taken by any of His Majesty's Subjects any deadly Poison or other noxious and destructive Substance or Thing, with Intent thereby, or by means thereof, to murder or disable such His Majesty's Subject or Subjects, or with Intent to do some other grievous bodily Harm to such His Majesty's Subject or Subjects; or shall wilfully, maliciously, and unlawfully attempt to suffocate or to strangle or to drown any of His Majesty's Subject or Subjects, with the Intent thereby, or by means thereof, to murder or disable such His Majesty's Subject or Subjects, or with Intent to do some other grievous bodily Harm to such His Majesty's Subject or Subjects; such Person so offending, and being lawfully found guilty, Actor, or Art and Part of any One or more of the several Offences herein-before enumerated, shall be held guilty of a Capital Crime, and shall receive Sentence of Death accordingly.

Throwing Sulphuric Acid, &c., punishable with Death.

III. And be it enacted, That if any Person in *Scotland* shall, from and after the passing of this Act, wilfully, maliciously, and unlawfully throw at or otherwise apply to any of His Majesty's Subject or Subjects any Sulphuric Acid, or other corrosive Substance calculated by external Application to burn or injure the Human Frame, with Intent in so doing, or by means thereof, to murder or maim or disfigure or disable such His Majesty's Subject or Subjects, or with Intent to do some other grievous bodily Harm to such of His Majesty's Subject or Subjects, and where, in consequence of such Acid or other Substance being so wilfully, maliciously, and unlawfully thrown or applied with Intent as aforesaid, any of His Majesty's Subjects shall be maimed, disfigured, or disabled, or receive other grievous bodily Harm, such Person, being thereof lawfully found guilty, Actor, or Art and Part, shall be held guilty of a Capital Crime, and shall receive Sentence of Death accordingly.

Proviso if the Acts done would not have amounted to Murder.

IV. Provided always, and be it enacted, That if it shall appear, upon the Trial of any Person accused of any of the several Offences herein-before enumerated, that under the Circumstances of the Case, if Death had ensued, the Act or Acts done would not have amounted to the Crime of Murder, such Person shall not be held guilty of a Capital Crime, or be subject to the Punishment aforesaid.

Power to restrict not affected.

V. And be it enacted, That nothing contained in this or in any other Statute enacting a Capital Punishment shall be held to affect or impair the Power of the Prosecutor to restrict the Pains of Law.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XXXIX.

An Act for continuing to His Majesty, for One Year, certain Duties on Sugar imported into the United Kingdom, for the Service of the Year One thousand eight hundred and twenty-nine.

[19th *June* 1829.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, towards raising the necessary Supplies to defray Your Majesty's public Expences, have freely and voluntarily resolved to give and grant unto Your Majesty the Duties herein-after mentioned; and therefore do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the several Duties on Sugar, Brown or Muscovado or Clayed, not being refined, which by an Act passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act to alter and amend the several Laws relating to the Customs*, and by a Table contained in the said Act, were made payable until the Fifth Day of *July* One thousand eight hundred and twenty-seven, and which have been continued and are in force until the Fifth Day of *July* One thousand eight hundred and twenty-nine, shall be and the same are hereby continued from and after the Expiration of the Time limited as aforesaid

The Duties imposed on Sugar by 7 G. 4. c. 48. further continued until July 5, 1830.

aforesaid until the Fifth Day of *July* One thousand eight hundred and thirty.

Monies paid into the Exchequer under this Act shall be separate from other Payments.

II. And be it further enacted, That there shall be provided and kept in the Office of the Auditor of the Receipt of His Majesty's Exchequer at *Westminster* One Book of Register, in which all the Money that shall be paid into the said Exchequer from so much of the said Rates and Duties hereby granted or continued on Sugar as shall arise and be payable in *Great Britain* shall be entered and registered apart and distinct from all other Monies paid and payable to His Majesty; and that it shall be lawful for the said Commissioners of the Treasury to issue and apply the same from Time to Time to such Services as shall then have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland* in this present Session of Parliament; and that so much of the said Duties on Sugar as shall arise and be payable in *Ireland* shall be paid into the Receipt of the Exchequer there, and shall be carried to the Consolidated Fund.

The Treasury may direct Exchequer Bills to be made out, not exceeding 3,000,000*l*.

III. And be it further enacted, That it shall be lawful for the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, at any Time or Times when they shall think fit so to do, to cause or direct any Number of Exchequer Bills to be made out at the Receipt of the Exchequer at *Westminster*, for any Sum or Sums of Money not exceeding in the whole, including any Sum or Sums of Money issued towards the Aids or Supplies in pursuance of this Act, the Sum of Three Millions, in the same or like Manner, Form, and Order, and according to the same or like Rules and Directions, as are directed and prescribed in and by an Act made in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for regulating the issuing and paying off of Exchequer Bills.*

48 G. 3. c. 1.

Powers of 48 G. 3. c. 1. extended to this Act.

IV. And be it further enacted, That all and every the Clauses, Provisoes, Powers, Privileges, Advantages, Penalties, Forfeitures, and Disabilities contained in the said recited Act made in the Forty-eighth Year of the Reign of His said late Majesty, intituled *An Act for regulating the issuing and paying off of Exchequer Bills*, shall be applied and extended to the Exchequer Bills to be made in pursuance of this Act, as fully and effectually, to all Intents and Purposes, as if the said several Clauses or Provisoes had been particularly repeated and re-enacted in the Body of this Act.

Exchequer Bills to bear an Interest.

V. And be it further enacted, That the Exchequer Bills to be made out in pursuance of this Act shall and may bear an Interest not exceeding the Rate of Four Pounds *per Centum per Annum* upon or in respect of the whole of the Monies respectively contained therein.

Bank of England may advance Money on the Credit of this Act.

VI. And be it declared and enacted, That it shall be lawful for the Governor and Company of the Bank of *England* to advance or lend to His Majesty, at the Receipt of the Exchequer at *Westminster*, upon the Credit of the Exchequer Bills authorized by this Act, any Sum or Sums of Money not exceeding in the whole the Sum of Three Millions; any thing in an Act made in the Fifth and Sixth Years of

the Reign of King *William* and Queen *Mary*, intituled *An Act for granting to their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale, and other Liquors; and for securing certain Recompences and Advantages in the said Act mentioned to such Persons as shall voluntarily advance the Sum of One million five hundred thousand Pounds towards carrying on the War against* France, or in any subsequent Act, to the contrary thereof in anywise notwithstanding.

Bills to be placed as Cash in the Exchequer;

VII. And be it further enacted, That it shall be lawful for the said Commissioners of the Treasury of the United Kingdom of *Great Britain* and *Ireland*, and they are hereby authorized and empowered, to cause such Bills as shall be prepared by virtue of this Act to be placed as so much Cash in the respective Offices of the Tellers of the said Receipt of Exchequer; each and every of which Tellers shall be severally charged with a Proportion of the said Bills which shall be so placed in his Office respectively, any Law or Usage to the contrary notwithstanding.

and to be issuable thereout in common with other Monies.

VIII. And be it further enacted and declared, That the said Exchequer Bills in the Hands of the said Tellers shall be locked up and secured as Cash according to the Course of the Exchequer at *Westminster*, and shall be taken and esteemed as so much in part of the Remains in real Money wherewith each of the said Tellers shall from Time to Time stand charged, in common with other the Monies in the said Exchequer, any Law or Usage to the contrary notwithstanding; and that it shall be lawful for the said Commissioners of the Treasury to issue and apply the same from Time to Time to such Services as shall then have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland* in this present Session of Parliament.

Exchequer Bills to be charged on the Duties granted by this Act.

IX. Provided always, and be it further enacted, That the Exchequer Bills to be made forth by virtue of this Act, together with the Interest that may become due thereon, and the Charges of exchanging and circulating the same, shall be and the same are hereby made chargeable and charged upon the Rates, Duties, and Assessments granted by this Act; and it shall be lawful for the said Commissioners of the Treasury and they are hereby authorized from Time to Time to direct to be issued to the said Paymasters, by way of Imprest and upon Account, such Sums of Money and at such Periods as the said Commissioners shall think necessary for or towards paying off and discharging the Exchequer Bills which shall have been made forth by virtue of this Act, or any of them, and for and towards paying the Interest to become due on the said Bills, and for and towards the Charge of exchanging and circulating the same Bills or any of them.

Account of Exchequer Bills to be taken.

X. And be it further enacted, That on the Fifth Day of *July* One thousand eight hundred and thirty, or within Ten Days after, the said Commissioners of the Treasury or any Three or more of them now being, or the Lord High Treasurer or any Three or more of the said Commissioners of the Treasury of the United Kingdom of *Great Britain* and *Ireland* for the Time being, shall cause a true and perfect Account

Account in Writing to be taken and attested by the proper Officers of the Amount of all Exchequer Bills that shall have been issued by virtue of this Act, and how much thereof shall before that Time have been paid off or discharged, and how much thereof shall then remain undischarged.

Money due on Exchequer Bills to be paid out of next Aids.

XI. And be it further enacted and declared, That the Monies so remaining unsatisfied or not discharged, with the Interest due or to grow due thereon, and the Charges of exchanging and circulating the same, shall be paid and satisfied out of the next Aid or Aids to be granted in Parliament after the said Fifth Day of *July* One thousand eight hundred and thirty.

Surplus Monies to be carried to Consolidated Fund.

XII. And be it further enacted, That the Surplus of the Monies arising from the Rates, Duties, and Assessments granted and imposed by this Act, after paying off and satisfying all the Exchequer Bills issued by virtue of this Act, together with the Interest that may become due thereon, and the Charges of exchanging and circulating the same, shall, as the Surplus of any such Monies respectively shall be paid into the Receipt of the Exchequer at *Westminster*, be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

The Treasury to allow the necessary Charges of making forth new Exchequer Bills;

XIII. Provided also, and be it enacted, That it shall and may be lawful for the said Commissioners of His Majesty's Treasury or any Three or more of them now being, or the said Lord High Treasurer or any Three or more of the said Commissioners of the Treasury for the Time being, and he or they is and are hereby authorized and empowered, to pay and allow, or cause to be paid and allowed, out of the Monies to arise of or for the said Rates and Duties hereby granted, or of or for the said Consolidated Fund, from Time to Time, the necessary Charges of making forth the new Exchequer Bills hereby authorized to be made forth, and such other Charges as shall be necessarily incident in or for the Execution of this Act, or any Part thereof, in relation to the said Bills; any thing herein contained to the contrary notwithstanding.

To be replaced out of the first Supplies.

XIV. Provided always, and be it enacted, That whatever Monies shall be issued out of the said Consolidated Fund shall from Time to Time be replaced by and out of the first Supplies to be then after granted in Parliament; any thing herein contained to the contrary notwithstanding.

Act may be altered this Session.

XV. Provided always, and be it enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be made in this present Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XL.

An Act to continue for One Year, and until the End of the then next Session of Parliament, an Act of the Sixth Year of His present Majesty, for providing for the repairing, maintaining, and keeping in repair certain Roads and Bridges in *Ireland*. [19th *June* 1829.]

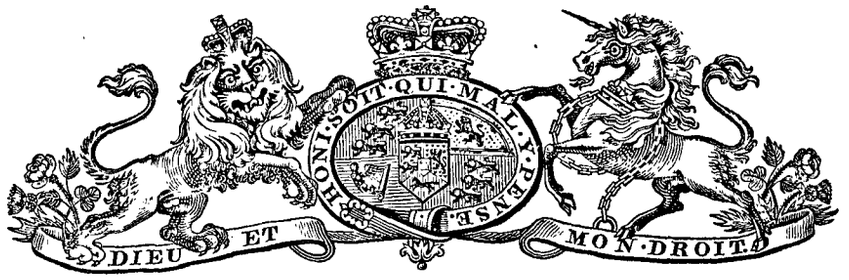
WHEREAS an Act was passed in the Sixth Year of His present Majesty's Reign, intituled *An Act to provide for the repairing, maintaining, and keeping in repair certain Roads and Bridges in* Ireland, to continue in force to the First Day of *August* in the Year One thousand eight hundred and twenty-seven, and which by an Act passed in the Seventh and Eighth Years of His present Majesty's Reign was continued and is in force until the End of this present Session, and it is expedient that the said Act should be further continued; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act shall be and the same is hereby continued, and shall remain in force,

6 G. 4. c. 101.

Recited Act further continued.

force, from and after the End of this present Session, for the Term of One Year, and thenceforth until the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLI.

An Act to amend the Laws for the Regulation of the Butter Trade in *Ireland*.

[19th *June* 1829.]

WHEREAS by an Act passed in the Fifty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Regulation of the Butter Trade in* Ireland, it is amongst other Things enacted, that Public Weighmasters or Joint Public Weighmasters and Tasters of Butter shall, in manner therein mentioned, be appointed in and for every City, Town Corporate, Place of Export, or Market Town in *Ireland*, from which Butter is commonly shipped for Exportation, or wherein Butter is bought or sold or exposed to Sale for the Purpose of Trade; and that no Person shall buy, sell, or expose for Sale any empty Cask or Casks for packing of Butter, within any City or Liberties thereof, Town Corporate, Place of Export, or Market Town in *Ireland*, before such Cask or Casks shall be weighed and branded by the Public Weighmaster or Joint Public Weighmasters, his or their Deputy or Deputies, in manner therein mentioned; and that in case any Person shall buy, sell, or expose to Sale, within any City or Liberties thereof, 52G.3.c.134.

Town Corporate, Place of Export, or Market Town, any empty Cask or Casks for packing of Butter, not weighed and branded as aforesaid, every such Person shall incur certain Penalties and Forfeitures therein mentioned; and it is thereby further enacted, that all and every Cask or Casks of Butter which shall be brought into any City or Liberties thereof, Town Corporate, Sea-port or Place of Export, or Market Town, for Sale or for Exportation, shall, before the same is sold or exposed to Sale in or exported from such City or Liberties thereof, Town Corporate, Sea-port or Place of Export, or Market Town, be brought to some one of the Weigh-houses therein mentioned, there to be tasted, weighed, and proved by the said Weighmaster or Weighmasters, Taster or Tasters of such City, Town Corporate, Sea-port or Place of Export, or Market Town, as the Case may happen to be, his or their Deputy or Deputies, who is and are thereby required strictly, according to their respective Offices, to inspect the same, and before he or they mark or brand or approve the same, to see that such Butter be merchantable; and in case any such Butter shall not appear merchantable, such Proceedings are to take place, and such Forfeitures are to be incurred, as therein particularly mentioned; and when such Butter shall appear to be merchantable, the said Weighmaster or Weighmasters, his or their Deputy or Deputies, shall and is and are thereby required to weigh the same, and to brand and mark on the Side of each Cask the gross Weight thereof; and it is thereby further enacted, that if any Land-waiter, or other Revenue Officer intrusted with the lading or putting on board any Butter for the Purpose of being exported from *Ireland*, shall permit or suffer any Cask or Casks of Butter to be shipped or laden on board of any Ship, Boat, or Vessel, in order to be exported as Merchandize, without having been previously weighed, branded, and marked by the Weighmaster of the Sea-port or Place of Export where such Butter shall be shipped or put on board, as thereby directed, every such Land-waiter, or other Revenue Officer, who shall so offend, shall incur such Forfeitures as therein mentioned: And whereas by an Act passed in the Fifty-third Year of
53 G. 3. c. 46. the Reign of His said late Majesty, intituled *An Act for the further Regulation of the Butter Trade in* Ireland, it is enacted, that from and after the passing of the said Act no Person shall sell or expose to Sale any Cask or Casks within any City or Liberties thereof, Town Corporate, Place of Export, or Market Town in *Ireland*, for packing of Butter for Sale or Export, or shall make up or pack any Butter in any Cask or Casks to be exposed to Sale or for Export in such City, Town Corporate, or Market Town, or Place of Export, unless such Cask or Casks be made of good seasoned Oak or Ash, Sycamore or Beech, whereof no Part to be of Bog Timber, and shall be full bound and made tight, so that each Cask shall hold Pickle, with Head and Bottom equally dooled, and set to the Cross with good and sufficient Hoops on each Cask, or well twigged with good fresh Osier Twigs; and it is thereby further enacted, that nothing therein or in any former Act contained shall extend to oblige the Proprietor of any Butter conveyed by Inland Navigation to the Port of *Waterford*, for Shipment there, to subject such Butter to Inspec-

tion and branding at the Weigh-house of the City of *Waterford;* provided always, that such Butter shall have already undergone Examination, and been duly proved and branded according to Law at some other of the Weigh-houses legally established in the Market Town where the said Butter was first exposed to Sale, and that the Brands so affixed, and designating the Quality and Quantity thereof and Place of branding, still remain without being effaced or obliterated at the Time of Shipment of such Butter from the Port of *Waterford:* And whereas by another Act passed in the said Fifty-third Year of the Reign of His said late Majesty, intituled *An Act for reviving, amending, and making perpetual an Act passed in the Parliament of* Ireland *in the Fortieth Year of the Reign of His present Majesty, for the better Regulation of the Butter Trade of the City of* Cork *and the Liberties thereof, and for other Purposes therein mentioned,* and by an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act for amending the several Acts in force for making wide and convenient Streets, Ways, and Passages in the City of* Cork *and the Suburbs thereof, and for paving, cleansing, lighting, and otherwise improving the said City, and for regulating the Court of Conscience established therein,* certain Regulations were made respecting the making or causing to be made, and the selling or exposing to Sale, of any Cask or Casks for the packing of Butter for Sale within the City of *Cork* or Liberties thereof, or for Export from the said City, and respecting the making up and packing of Butter in Casks, and the causing of Butter to be made up and packed in Casks, for Sale within the said City or Liberties, or for Export from the said City, and respecting the Sale or Exposure to Sale of Butter in Casks within the said City or Liberties, and respecting the overburning of any Firkin or Keg intended for the packing of Butter, and respecting the outward Soakage of any Cask wherein Butter shall be packed for Sale or Exportation, and respecting the taking out of Butter from any Firkin or Keg by boring, and respecting the shipping or Exportation of any Firkin or Keg of Butter from the said City or Liberties thereof: And whereas by an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for the better Regulation of the Butter Trade in* Ireland, it is enacted, that nothing in the said recited Act so passed as aforesaid in the Fifty-second Year of the Reign of His said late Majesty, or in any former Act contained, shall extend to oblige the Proprietor of any Butter conveyed to the City of *Dublin* for Shipment there, to subject such Butter to Inspection and branding in the City of *Dublin,* unless such Butter be sold or exposed for Sale in the said City: And whereas it is expedient to amend the Laws for the Regulation of the Butter Trade in *Ireland,* in the Manner hereinafter provided; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That nothing in the said recited Acts or in any former Act contained, nor any Charter or Charters heretofore granted, nor any Law, Custom, or Usage now or at any Time heretofore in force, shall extend or be construed to

53 G. 3. c. lxx.

3 G. 4. c. lxxxv.

7 & 8 G. 4. c. 61.

Persons not compellable to have empty Casks branded; nor to bring

Casks of Butter to be weighed, &c. before they are exposed for Sale or Export.

to extend to oblige any Person or Persons, or any Body or Bodies Politic or Corporate, to subject any empty Cask or Casks for packing of Butter to be weighed and branded, in the Manner therein mentioned, within any City or Liberties thereof, Town Corporate, Sea-port, Place of Export, or Market Town in *Ireland*; or to oblige any Person or Persons, or any Body or Bodies Politic or Corporate, to have any Cask or Casks of Butter brought to any of the Weigh-houses aforesaid to be tasted, weighed, and proved by such Weighmaster or Weighmasters, Taster or Tasters as aforesaid, before the same is or are sold or exposed to Sale in or exported from any such City or Liberties thereof, Town Corporate, Sea-port or Place of Export, or Market Town; or to render any Butter, not being merchantable, liable on that Account to any Forfeiture; or to subject any Land-waiter or other Revenue Officer to any Forfeiture or Penalty for permitting any Cask or Casks of Butter to be shipped or laden on board of any Ship, Boat, or Vessel, in order to be exported as Merchandize, without having been previously weighed, branded, and marked as before mentioned; or to oblige any Person or Persons selling or exposing to Sale Casks for packing of Butter, or making up or packing any Butter in any such Cask or Casks, to observe the Regulations in the said Acts or any of them contained, respecting the Materials of which or the Manner in which such Casks shall be made; or to oblige any Person or Persons buying or selling or exposing for Sale any empty Casks, or any Butter in Casks, to observe or comply with the Regulations herein-before mentioned or referred to, or any of them.

Act not to abolish the Offices of Weighmasters, Tasters, &c.

II. Provided always, and be it further enacted, That nothing herein contained shall extend to abolish the Office of any Weighmaster or Taster or Deputy Weighmaster or Taster of Butter, or to prevent any Person or Persons offering any Butter in Casks or any empty Casks for the packing of Butter for Sale in *Ireland*, or about to export any such Butter or Casks, from requiring any such Weighmaster or Taster to weigh, taste, and prove, inspect, mark, and brand, any Cask or Casks of Butter, or any empty Cask or Casks for the packing of Butter, in the Manner in and by the said Acts prescribed, and subject and according to and in pursuance of all and every the Provisions, Rules, and Regulations in and by the said Acts in that Behalf contained and made.

Annual Compensation to Weighmasters, in consequence of this Act.

III. And be it further enacted, That it shall and may be lawful for the Commissioners of His Majesty's Treasury, or any Three of them, from Time to Time to order and direct that an annual Compensation or Allowance may be made and paid, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to Weighmasters who may sustain any Loss in the Amount of their legal Fees in consequence of the Provisions of this Act: Provided always, that no such Compensation or Allowance shall be made or paid to any Person who shall have been appointed to be a Weighmaster at any Time after the First Day of *June* One thousand eight hundred and twenty-eight, nor to any Person being a Weighmaster

master appointed before the said First Day of *June* One thousand eight hundred and twenty-eight, except such Person shall have been appointed to such Office by virtue or under the Authority of some Letters Patent in force before the said recited Act of the Fifty-second Year of His late Majesty's Reign, or by virtue of some Charter of a City or Town Corporate in which a Weighmaster was in discharge of the Duties of the Office of Weighmaster on the First Day of *January* One thousand eight hundred and twelve.

Accounts shall state the Rates of Fees received, &c.

IV. And be it further enacted, That every such Account shall state the Rate of each of the several Fees received by such Weighmaster, and for what Purpose and under what Authority such Fees have been received, and any other Matter and Thing which the said Commissioners of the Treasury may require to be informed of; and if the said Commissioners shall be dissatisfied with any such Account or any Article therein, or any Deficiency in any such Statement, or if any such Information be withheld when required, it shall be lawful for the said Commissioners to refuse to pay such Compensation, until they shall be fully satisfied with respect to any such Account, and every Matter and Thing therein contained.

Mode of ascertaining the Amount of Compensation.

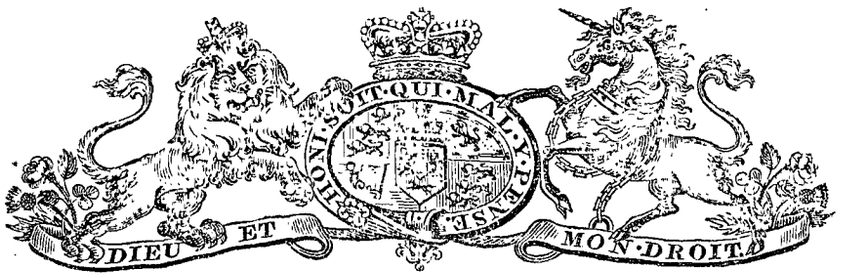
V. And for ascertaining the Amount of any Compensation to be granted under this Act, be it enacted, That every Person who shall apply for such Compensation shall lay before the Commissioners of His Majesty's Treasury, within One Month after the First Day of *January* in each and every Year after the passing of this Act in which such Compensation shall be claimed, an Account of all legal Fees actually received by such Weighmaster for the Performance of the several Duties appertaining to the said Office of Weighmaster during the Year ending on the Thirty-first Day of *December* then next preceding, verified on the Oath of such Person, or his Deputy or Deputies, made before any Justice of the Peace, or before any Magistrate of the Town or Place in which such Person shall have executed such Office (which Oath such Justice or Magistrate is hereby authorized and empowered to administer); and if in any such Account the gross Amount of such Fees for such Year shall appear to be less, in consequence of the Provisions of this Act, than the annual Amount of legal Fees received by such Weighmaster on the Average of Three Years preceding the First Day of *January* One thousand eight hundred and twenty-nine, it shall be lawful for the said Commissioners of the Treasury to order and direct that a Sum equal to the Amount of the Deficiency below such Average shall be paid to such Weighmaster out of the Consolidated Fund.

Account of Compensations to be laid before Parliament yearly.

VI. And be it further enacted, That an Account of all Compensations made under this Act shall be laid before Parliament by the Commissioners of the Treasury within Fourteen Days after the Twenty-fifth Day of *March* in each and every Year, if Parliament

shall be then sitting; or otherwise, within Fourteen Days after the First Meeting of Parliament in every Year after such Twenty-fifth Day of *March*.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLII.

An Act to amend an Act of the Fourth Year of His present Majesty, for the Amendment of the Laws respecting Charitable Loan Societies in *Ireland*. [19th *June* 1829.]

WHEREAS an Act was passed in the Fourth Year of His present Majesty's Reign, intituled *An Act for the Amendment of the Laws respecting Charitable Loan Societies in* Ireland, whereby certain Powers and Authorities were given to Treasurers, Clerks, and Officers of such Societies; and it is expedient to amend the said Act in such Particulars: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That in all Cases of the Death, Resignation, or Removal of any Treasurer, Clerk, or Officer of any such Society, at any Time before or after the passing of this Act, who shall have been or shall be appointed under the said recited Act, all Cash and all Funds and Securities of or belonging to any such Society respectively, which at the Time of such Death, Resignation, or Removal shall have been or shall be in the Hands, Power, Custody, or Possession, or under the Controul or Command of any such Treasurer, Clerk, or Officer so dying, resigning, or being removed, shall be and become vested, and shall be deemed to have actually vested, for the Use of such Society, in the Person or Persons who shall have been or shall be placed in the Room or appointed to the Office of such Treasurer, Clerk,

4 G. 4. c. 32.

Cash and Funds in the Hands of any deceased Treasurer, &c. of any Society, to be vested in his Successor, who may sue on Securities given to his Predecessors.

Clerk, or other Officer; and that any and every Treasurer, Clerk, or other Officer of any such Society, from Time to Time, for the Time being, shall have the same Powers of suing for and recovering all and every Sum and Sums of Money, and of enforcing all and every Security or Securities, which were due or owing, or which were given to his Predecessor, or to any Person having previously held such Office, as under the said recited Act could be exercised or executed by the Treasurer, Clerk, or Officer resigning, dying, or being removed, or to whom such Money was due or owing, or such Securities were given.

Treasurer, &c. may cause such Sums to be levied and paid.

II. And be it further enacted, That every Treasurer, Clerk, or Officer of any such Society, to whom any Power of suing for or recovering any Sum or Sums of Money for the Use of any such Society is given by the said recited Act or this Act, shall and may, and he is hereby authorized, empowered, and required to cause all and every such Sum or Sums of Money so recovered to be levied and paid in like Manner as any other Sum of Money recovered by any Person or Persons may be levied and paid according to Law.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLIII.

An Act to amend the Laws relating to the Customs.

[19th *June* 1829.]

WHEREAS several Acts were passed in the Sixth Year of His present Majesty's Reign, for consolidating the Laws of the Customs, and it is found necessary to make certain Alterations and Amendments therein; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Twenty-first Day of *June* One thousand eight hundred and twenty-nine, the several Enactments herein-after contained shall come into and be and continue in full Force and Operation, for all the Purposes mentioned therein.

Commencement of the Act.

II. And whereas by one of the said Acts, intituled *An Act for the Management of the Customs*, it is enacted, that the District comprehending the City, Suburbs, and Liberties of *Dublin* and the Port of *Dublin*, and the several Creeks and Members thereof, and all Parishes, Parts, and Places of the City and County of the City of *Dublin* and County of *Dublin*, and all and every the Baronies, Parts, and Places of the same, shall be subject to the Rule and Government of the Commissioners and Assistant Commissioners of Customs in *Ireland*, in all Matters relating to the collecting, managing, and levying all Revenues of Customs within the same; and that all Complaints and Informations for the Recovery of any Fine, Penalty, or Forfeiture,

Management.

6 G. 4. c. 106. Jurisdiction of Local Board of Customs in Ireland, and of Sub-commissioners, in certain Cases repealed.

Management. Forfeiture, for any Offence against or any Breach of any Act or Acts in force in *Ireland* relating to the Revenues, Matters, and Things under the Management of the said Commissioners and Assistant Commissioners in *Ireland*, which shall be committed within the said District, shall (subject to such Appeal as is therein-after mentioned) be heard and determined by the said Commissioners and Assistant Commissioners, or any Two of them, who shall give Judgment and award Execution accordingly: And whereas by the said last-mentioned Act it is further enacted, that it shall be lawful for the said Commissioners and Assistant Commissioners in *Ireland*, or any Two or more of them, and they are thereby authorized and empowered, from Time to Time, to appoint so many and such Subordinate Commissioners or Sub-Commissioners, in and for any and every District in *Ireland* (except in the District of *Dublin*), as the said Commissioners and Assistant Commissioners, or any Two or more of them, shall from Time to Time find necessary, to be approved of by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, for the Purpose of hearing and determining all Complaints and Informations for the Recovery of any Fine, Penalty, or Forfeiture imposed by any Act or Acts in force in *Ireland* relating to the Revenue of Customs, for any Offence against or any Breach of any Act, and to give Judgment and award Execution accordingly: And whereas by another of the said Acts, intituled *An Act for the Prevention of Smuggling*, it is provided, that all the Powers vested in any Justices of the Peace by virtue of that Act shall be and the same are thereby vested in the Commissioners or Assistant Commissioners of His Majesty's Customs in and for *Ireland*, or any Two of them, and the Sub-Commissioners lawfully appointed in *Ireland* to hear and determine Complaints and Informations for the Recovery of any Fine, Penalty, or Forfeiture imposed by that or any other Act relating to the Revenue of Customs, or any Three or more of such Sub-Commissioners, as far as regards any Offences committed in *Ireland* against that or any other Act relating to the Revenue of Customs: And whereas it is expedient to make other Provisions for the Recovery of such Fines, Penalties, and Forfeitures; be it therefore enacted, That from and after the Commencement of this Act, so much of the said Two last-mentioned Acts as is herein-before recited, and also so much of an Act made in the said Sixth Year of His Majesty's Reign, intituled *An Act to repeal the Excise Duties and Drawbacks on Flint Glass in* Great Britain, *and to impose other Duties and another Drawback in lieu thereof, throughout the United Kingdom; and to continue the Jurisdiction and Powers for recovering Penalties under Customs and Excise Laws in* Ireland, *until further Provision can be made*, as relates to the Jurisdiction and Powers for recovering Penalties under Customs Laws in *Ireland*, shall be and the same is hereby repealed, except as to any Proceedings which at any Time before the Commencement of this Act may have been or may be instituted under the Authority of the said Acts or any of them.

6 G. 4. c. 108.

6 G. 4. c. 117.

Penalties, &c. for Offences against the Customs Laws

III. And be it further enacted, That all Fines, Penalties, or Forfeitures incurred or imposed by any Act relating to the Revenue of Customs, or for the Prevention of Smuggling, now in force or

Management.

hereafter to be made, for any Offence which at any Time after the Commencement of this Act shall be committed in *Ireland*, shall and may be sued for, prosecuted, and recovered, in the Name of His Majesty's Attorney General for *Ireland*, or in the Name or Names of some Officer or Officers of His Majesty's Customs, by Action of Debt, Bill, Plaint, or Information in the Court of Exchequer in *Dublin*, or by Information before any Two or more of His Majesty's Justices of the Peace in *Ireland*; and that all Powers and Provisions in the said recited Acts or any of them, or in any other Act or Acts contained, relating to the Recovery and Application of any such Fines, Penalties, or Forfeitures, shall extend, and shall be deemed, taken, and construed to extend, to the Recovery of any Fines, Penalties, and Forfeitures in the said Court of Exchequer, or before any Justice of the Peace, in pursuance of this Act, and to the Application thereof, to all Intents and Purposes as if such present Provisions were repeated and re-enacted in this Act.

in Ireland may be recovered in the Exchequer there, or before Justices of the Peace.

Regulation.

IV. And whereas by one of the said Acts, intituled *An Act for the general Regulation of the Customs*, it is enacted, that it shall be lawful to re-import into the United Kingdom, from any Place, in a Ship of any Country, any Goods (except as therein excepted) which shall have been legally exported from the United Kingdom, and to enter the same by Bill of Store: And whereas it is expedient to limit the Time for entering such Goods by Bill of Store; be it therefore enacted, That from and after the passing of this Act no Entry by Bill of Store shall be received, unless the Goods for which such Entry is required shall be re-imported into the United Kingdom within Six Years from the Date of their Exportation therefrom; but such Goods shall be deemed to be Foreign Goods, whether originally such or not, and shall also be deemed to be imported for the first Time into the United Kingdom.

6 G. 4. c. 107.

Time for entering Goods by Bill of Store limited.

V. And whereas by the said last-mentioned Act certain Restrictions are imposed on Spirits imported into the United Kingdom, and it is expedient to amend the same; be it therefore enacted, That so much of the said Act as prohibits the Importation of Spirits in Bottles into the United Kingdom, except in Cases containing not less than Three Dozen reputed Quart Bottles, shall not extend or be deemed to extend to prohibit the Importation of Spirits into the United Kingdom in square-rigged Vessels, provided such Spirits are contained in Glass Bottles; any Law, Custom, or Usage to the contrary thereof in anywise notwithstanding.

Prohibition to import Spirits, unless in Cases of Three Dozen Bottles, repealed as to square-rigged Vessels.

VI. And whereas by the Laws now in force certain Articles subject to an Inland Duty of Excise are required to be stamped, to denote the Payment of such Duty; and to prevent Fraud in the Evasion of such Duty it is expedient that Foreign Articles of a similar Description, when imported into the United Kingdom, should be stamped with such Mark or Stamp as the Commissioners of His Majesty's Customs may deem necessary, in order to distinguish the Foreign from the *British* Article; be it therefore enacted, That from and after the passing of this Act, it shall and may be lawful for the Commissioners of His Majesty's Customs, and they are hereby authorized,

Commissioners of Customs may direct certain Goods to be stamped.

Regulation.

rized, after any Goods have been entered at the Custom House, and before the same shall be discharged by the Officers and delivered into the Custody of the Importer or his Agent, to mark or stamp such Goods in such Manner and Form as they may deem fit and proper for the Security of the Revenue, and by such Officer as they shall direct and appoint for that Purpose.

Orders for stamping Goods to be published.

VII. And be it further enacted, That every Order made by the said Commissioners of His Majesty's Customs, in respect of marking or stamping any Goods, shall be published in the *London Gazette* and *Dublin Gazette*.

Penalty 200*l.* on forging such Stamps.

VIII. And be it further enacted, That if any Person or Persons shall at any Time forge or counterfeit any Mark or Stamp to resemble any Mark or Stamp which shall be provided and used for the Purposes of this Act, or shall forge or counterfeit the Impression of any such Mark or Stamp, or shall sell or expose to Sale, or have in his, her, or their Custody or Possession, any Goods with a counterfeit Mark or Stamp, knowing the same to be counterfeit, or shall use or affix any such Mark or Stamp to any other Goods required to be stamped as aforesaid, other than that to which the same was originally affixed, all and every such Offender or Offenders, and his, her, or their Aiders, Abettors, and Assistants, shall for every such Offence forfeit and pay the Sum of Two hundred Pounds.

Stamping of Maker's Name on Sail Cloth repealed. 9 G. 2. c. 37.

IX. And whereas it is no longer necessary to distinguish Sail Cloth of *British* Manufacture from Foreign Sail Cloth, by any Impression or Stamp of the Maker's Name and Place of Abode; be it therefore enacted, That so much of an Act passed in the Ninth Year of the Reign of King *George* the Second, intituled *An Act for further encouraging and regulating the Manufacture of* British *Sail Cloth, and for the more effectual securing the Duties now payable on Foreign Sail Cloth imported into this Kingdom*, as directs that the Name and Place of Abode of the Manufacturer of any *British* Sail Cloth shall be stamped on the same, and also so much of the said Act as imposes any Penalty relating thereto, shall be and the same is hereby repealed.

Smuggling.

6 G. 4. c. 108. Boats used in Fishing in the North and West Highlands of Scotland not required to have Licences.

X. And whereas by one other of the said Acts, intituled *An Act for the Prevention of Smuggling*, all Boats belonging in the whole or in part to His Majesty's Subjects, found within certain Limits, are forfeited, unless the Owners thereof have obtained a Licence for navigating the same from the Commissioners of His Majesty's Customs: And whereas it is expedient to dispense with such Licences for Boats in the North and West Highlands of *Scotland*; be it therefore enacted, That from and after the passing of this Act the Owners of Boats used in Fishing on the Coasts of the North and West Highlands of *Scotland* shall not be required to obtain Licences for navigating the same from the Commissioners of His Majesty's Customs, under the Provisions of the said recited Act: Provided always, that if such Boats shall be employed in Smuggling the Owner or Owners thereof shall be liable to a Penalty equal to the

Value of such Boat so employed in Smuggling as aforesaid, over and above any other Penalty to which the Parties may be liable on account of such Smuggling Transaction. *Smuggling.*

Foreign Vessels with false Bulk Heads, for the Purpose of Smuggling, to be forfeited.

XI. And whereas by the said last-recited Act it is enacted, that all Vessels and Boats belonging in the whole or in part to His Majesty's Subjects, having false Bulk Heads, false Bows, double Sides or Bottoms, or any secret or disguised Place whatever in the Construction of the said Vessel or Boat, for the Purpose of concealing Goods, or having any Hole, Pipe, or other Device in or about the said Vessel or Boat, adapted for the Purpose of running Goods, shall be forfeited: And whereas it is expedient to extend the said Act to Foreign Vessels or Boats, not being square-rigged, coming to or arriving at any Port of the United Kingdom; be it therefore enacted, That all Foreign Vessels or Boats, not being square-rigged, coming to or arriving at any Port of the United Kingdom, having on board any Goods liable to the Payment of Duties, or prohibited to be imported into the United Kingdom, concealed in false Bulk Heads, false Bows, double Sides or Bottoms, or any secret or disguised Place whatsoever in the Construction of the said Vessel or Boat, for the Purpose of concealing Goods, shall be forfeited.

Registry.

6 G. 4. c. 110. Certain Persons authorized to grant Registry in certain British Possessions within the Limits of the East India Company's Charter.

XII. And whereas one other of the said Acts was passed in the said Sixth Year of His Majesty's Reign, intituled *An Act for registering* British *Vessels;* and it is expedient to amend the same, by empowering Persons executing the Office of Collectors of Duties in any *British* Possessions within the Limits of the *East India* Company's Charter, not under the Government of the Company, and where a Custom House is not established, together with the Governor, Lieutenant Governor, or Commander in Chief of any such Possessions, to make Registry of *British* Vessels, and grant Certificates thereof, under the Provisions of the said Act; be it therefore enacted, That it shall and may be lawful for any Person duly appointed to execute the Office of Collector of Duties in any Port or Place in the *British* Possessions within the Limits of the *East India* Company's Charter, not being under the Government of the said Company, and where a Custom House is not established, together with the Governor, Lieutenant Governor, or Commander in Chief of any such Possessions, to make Registry of *British* Vessels, and grant Certificates thereof, under the Provisions and Regulations of the said recited Act, any thing in the said Act to the contrary thereof notwithstanding.

Collectors and Comptrollers only to register Vessels in certain Cases.

XIII. And whereas it is expedient to empower the Collectors and Comptrollers of His Majesty's Customs only to make Registry of *British* Vessels, and grant Certificate thereof, under the Provisions and Regulations of the said last-mentioned Act, in those Colonies where the Officers of the Customs have been appointed by the Commissioners of His Majesty's Treasury, and are under the Controul and Management of the Commissioners of His Majesty's Customs; be it therefore enacted, That so much of the said Act as requires the Governor, Lieutenant Governor, or Commander in Chief in the Colonies, Plantations, Islands, and Territories to His Majesty belonging,

Registry.

longing, in *Asia*, *Africa*, and *America*, where the Collectors and Comptrollers of His Majesty's Customs have been appointed by the Commissioners of His Majesty's Treasury, and are under the Controul and Management of the Commissioners of His Majesty's Customs, to be a Party to the Registry of *British* Vessels to be there registered, and the granting Certificates thereof, under the Provisions and Regulations of the said Act, shall be and the same is hereby repealed; any thing in the said Act, or any other Act or Acts, to the contrary thereof notwithstanding.

Duties.

New Duties.

XIV. And whereas one other of the said first-mentioned Acts was passed for granting Duties of Customs, and it is expedient to amend the said Act; be it therefore enacted, That instead of the Duties and Drawbacks imposed and allowed by the said last-mentioned Act, or by any other Act, upon the several Articles mentioned in the Table contained in this Act, and denominated "Table of New Duties Inwards, 1829," the several Duties and Drawbacks set forth in Figures in the said Table shall, in respect of such Goods as are mentioned therein, be raised, levied, collected, and paid unto His Majesty, and be allowed, in like Manner as if such Duties and Drawbacks had been imposed in and by the said last-mentioned Act, or by any other Act, and had been set forth in the Tables thereunto annexed; (that is to say,)

TABLE OF NEW DUTIES INWARDS, 1829.

	Duty.		
	£	s.	d.
Anchovies - - - - - - - the lb.	0	0	2
Angelica - - - - - - - the lb.	0	0	3
Boots, Shoes, and Calashes; *viz.*			
——— Women's Boots and Calashes - the Dozen Pairs	1	10	0
- - - if lined or trimmed with Fur or other Trimming, the Dozen Pairs	1	16	0
——— Women's Shoes with Cork or Double Soles, quilted Shoes, and Clogs - - the Dozen Pairs	1	6	0
- - - if trimmed or lined with Fur or any other Trimming - - - - the Dozen Pairs	1	9	0
——— Women's Shoes of Silk, Satin, Jeans, or other Stuffs, Kid, Morocco, or other Leather - the Dozen Pairs	0	18	0
- - - if trimmed or lined with Fur or other Trimming, the Dozen Pairs	1	4	0
——— Children's Boots, Shoes, and Calashes, not exceeding Seven Inches in Length, to be charged with Two Thirds of the above Duties.			
——— Men's Boots - - - - the Dozen Pairs	2	14	0
——— Men's Shoes - - - - the Dozen Pairs	1	4	0
——— Children's Boots and Shoes not exceeding 7 Inches in Length to be charged with Two Thirds of the above Duties.			
Braziletto Wood, imported from a British Possession, the Ton	0	3	0
——— not so imported - - - - the Ton	0	4	6
Canella Alba - - - - - - the lb.	0	0	1
Cassia Lignea, imported from any British Possession the lb.	0	0	6
Cinnamon - - - - - - - the lb.	0	1	0
——— imported from any British Possession - the lb.	0	0	6
Cortex Eleutheria - - - - - - the lb.	0	0	1

Duties.

	Duty. £	s.	d.
Hides, *viz.*			
——— Muscovy or Russia Hides, tanned, coloured, shaved, or otherwise dressed - - - the Hide	0	5	0
- - - Pieces, tanned, coloured, shaved, or otherwise dressed - - - - the lb.	0	2	6
——— Hides, or Pieces of Hides, tanned, tawed, curried, or in any way dressed, not particularly enumerated or described, nor otherwise charged with Duty, for every 100*l.* of the Value	40	0	0
Hoops, Wood, *viz.*			
——— not exceeding 6 Feet in Length - the 1,000	0	5	0
——— exceeding 6 Feet, and not exceeding 9 Feet in Length, the 1,000	0	7	6
——— exceeding 9 Feet, and not exceeding 12 Feet in Length, the 1,000	0	10	0
——— exceeding 12 Feet, and not exceeding 15 Feet in Length, the 1,000	0	12	6
——— exceeding 15 Feet in Length - - the 1,000	0	15	0
Iron, Chromate of - - - - the Ton	0	5	0
Oil of Olives, imported in a Ship belonging to any of the Subjects of the King of the Two Sicilies, in addition to the Duties imposed by any other Act or Acts, the Tun	1	1	0
Painters Colours, not otherwise enumerated or described, for every 100*l.* of the Value	10	0	0
Raisins, not being Raisins of the Sun, and not being the Produce of any British Possession, - the cwt.	1	0	0
Sago; *viz.*			
——— Pearl - - - - - the cwt.	0	15	0
- - - imported from any British Possession the cwt.	0	10	0
——— Powder - - - - - the cwt.	0	15	0
- - - imported from any British Possession the cwt.	0	10	0
Skins, *viz.*			
——— Kid, in the Hair, undressed - the 100 Skins	0	0	4
——— Lamb, in the Wool, undressed - the 100 Skins	0	0	4
Tar, Barbadoes - - - - - the cwt.	0	2	6
Turpentine, being of greater Value than 12*s.* the cwt. and not being of greater Value than 15*s.* the cwt. thereof, the cwt.	0	5	4
Wax, Bees; *viz.*			
——— unbleached - - - - the cwt.	1	10	0
——— in any Degree bleached - - - the cwt.	3	0	0
——— imported from any British Possession in Asia, Africa, or America; *viz.*			
- - - unbleached - - - the cwt.	0	10	0
- - - in any Degree bleached - - the cwt.	1	0	0
Wine, the Produce of His Majesty's Settlement of the Cape of Good Hope, or the Territories or Dependencies thereof, until the 1st January 1833 - the Gallon	0	2	5
and after the 1st January 1833 - the Gallon	0	3	0

Masts, &c. imported into Colonies in North America, or from such Colonies.

XV. And be it further enacted, That Masts, Timber, Staves, Wood, Hoops, Shingles, Lathwood, and Cordwood for Fuel, shall be imported into any of the *British* Possessions in *North America* Duty-free; and that such Goods upon Importation thereof from such Possessions

Duties.

Possessions into any other *British* Possessions in *America*, or into the United Kingdom, shall be deemed to be the Produce of the *British* Possessions in *North America*.

Raw Hides.

XVI. And be it further enacted, That Raw Hides imported into the *British* Possessions in *North America* from the West Coast of *Africa* shall be so imported Duty-free.

Bounties.

6 G. 4. c. 113. Refined Sugar not required to be packed in Packages of 2 cwt. each.

XVII. And whereas one other of the said Acts was passed in the said Sixth Year of the Reign of His present Majesty, intituled *An Act to grant certain Bounties and Allowances of Customs*, and it is expedient to amend the same; be it therefore enacted, That so much of the said last-mentioned Act as requires Refined Sugar to be packed in Packages each of which shall contain Two Hundred Weight of such Sugar at the least, shall be and the same is hereby repealed.

9 G. 4. c. 76. Drawback on Timber used in Mines payable after the 5th April and 10th October.

XVIII. And whereas by an Act passed in the last Session of Parliament, intituled *An Act to amend the Laws relating to the Customs*, the Officers of the Customs are authorized to issue Debentures for the Drawback of Duty on certain Deals and Timber used in the Mines of Tin, Lead, or Copper, in the Counties of *Devon* or *Cornwall*, or in *Ireland*, twice for every Year, (that is to say,) once after the Fifth Day of *July* and once after the Fifth Day of *January*; and it is expedient to alter the said Periods for issuing such Debentures; be it therefore enacted, That such Debentures shall be issued, under the Regulations required by Law, once after the Fifth Day of *April* and once after the Tenth Day of *October* in each Year, in lieu and instead of the Periods above mentioned.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLIV.

An Act for improving the Police in and near the Metropolis. [19th *June* 1829.]

WHEREAS Offences against Property have of late increased in and near the Metropolis; and the local Establishments of Nightly Watch and Nightly Police have been found inadequate to the Prevention and Detection of Crime, by reason of the frequent Unfitness of the Individuals employed, the Insufficiency of their Number, the limited Sphere of their Authority, and their Want of Connection and Co-operation with each other: And whereas it is expedient to substitute a new and more efficient System of Police in lieu of such Establishments of Nightly Watch and Nightly Police, within the Limits herein-after mentioned, and to constitute an Office of Police, which, acting under the immediate Authority of One of His Majesty's Principal Secretaries of State, shall direct and controul the whole of such new System of Police within those Limits: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for His Majesty to cause a new Police Office to be established in the City of *Westminster*, and by Warrant under His Sign Manual to appoint Two fit Persons as Justices of the Peace of the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, and *Kent*, and of all Liberties therein, to execute the Duties of a Justice of the Peace at the said Office, and in all Parts of those several Counties, and the Liberties therein, together with such other Duties as shall be herein-

His Majesty may establish a new Police Office for the Metropolis and the surrounding District, and may appoint Two Persons as Justices, to

conduct the Business of the Office, under the Directions of a Secretary of State.

herein-after specified, or as shall be from Time to Time directed by One of His Majesty's Principal Secretaries of State, for the more efficient Administration of the Police within the Limits herein-after mentioned; and His Majesty may remove either of the said Justices, if he shall see Occasion so to do, and may, upon any Vacancy in the said Office by Death, Removal, or otherwise, appoint another fit Person as a Justice of the Peace of the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, and *Kent*, and of all Liberties therein, to execute the Duties aforesaid, in lieu of the Person making such Vacancy; and it shall be lawful for His Majesty to appoint any Person to be a Justice of the Peace by virtue of this Act, and for such Person, during the Continuance of his Appointment, to execute the Duties of a Justice of the Peace for the several Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, and *Kent*, and for all Liberties therein, although he may not have any such Qualification by Estate as is required by Law in the Case of any other Person being a Justice of the Peace for any County: Provided always, that no such Person shall act as a Justice of the Peace at any Court of General or Quarter Sessions, nor in any Matter out of Sessions, except for the Preservation of the Peace, the Prevention of Crimes, the Detection and Committal of Offenders, and in carrying into execution the Purposes of this Act.

The Justices need not have any Qualification of Estate.

Proviso.

Oath to be taken by the Justices.

II. And be it enacted, That every Person to be appointed a Justice of the Peace by virtue of this Act shall, before he shall begin to execute the Duties of his Office, take the following Oath before some Justice or Baron of One of His Majesty's Courts of Record at *Westminster*; (that is to say,)

'I *A.B.* do swear, That I will faithfully, impartially, and honestly, according to the best of my Skill and Knowledge, execute all the Powers and Duties of a Justice of the Peace, under and by virtue of an Act passed in the Tenth Year of the Reign of King *George* the Fourth, intituled *An Act for improving the Police in and near the Metropolis.*'

Salary of the Justices.

III. And be it enacted, That it shall be lawful for His Majesty to direct that an annual Salary, not exceeding the Sum of Eight hundred Pounds, shall be paid out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to each of the Justices to be appointed under this Act, and that the same shall be payable quarterly.

Westminster, and Parts of Middlesex, Surrey, and Kent, to be formed into One District, to be called "The Metropolitan Police District."

IV. And be it enacted, That the whole of the City and Liberties of *Westminster*, and such of the Parishes, Townships, Precincts, and Places in the Counties of *Middlesex*, *Surrey*, and *Kent*, as are enumerated in the Schedule to this Act, shall be constituted, for the Purposes of this Act, into One District, to be called "The Metropolitan Police District;" and a sufficient Number of fit and able Men shall from Time to Time, by the Directions of One of His Majesty's Principal Secretaries of State, be appointed as a Police Force for the whole of such District, who shall be sworn in by One of the said Justices to act as Constables for preserving

the Peace, and preventing Robberies and other Felonies, and apprehending Offenders against the Peace; and the Men so sworn shall, not only within the said District, but also within the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, and *Kent*, and within all Liberties therein, have all such Powers, Authorities, Privileges, and Advantages, and be liable to all such Duties and Responsibilities, as any Constable duly appointed now has or hereafter may have within his Constablewick by virtue of the Common Law of this Realm, or of any Statutes made or to be made, and shall obey all such lawful Commands as they may from Time to Time receive from any of the said Justices for conducting themselves in the Execution of their Office.

A Police Force for the whole District to be appointed.

V. And be it enacted, That the said Justices may from Time to Time, subject to the Approbation of One of His Majesty's Principal Secretaries of State, frame such Orders and Regulations as they shall deem expedient, relative to the general Government of the Men to be appointed Members of the Police Force under this Act; the Places of their Residence; the Classification, Rank, and particular Service of the several Members; their Distribution and Inspection; the Description of Arms, Accoutrements, and other Necessaries to be furnished to them; and which of them shall be provided with Horses for the Performance of their Duty; and all such other Orders and Regulations, relative to the said Police Force, as the said Justices shall from Time to Time deem expedient for preventing Neglect or Abuse, and for rendering such Force efficient in the Discharge of all its Duties; and the said Justices may at any Time suspend or dismiss from his Employment any Man belonging to the said Police Force whom they shall think remiss or negligent in the Discharge of his Duty, or otherwise unfit for the same; and when any Man shall be so dismissed, or cease to belong to the said Police Force, all Powers vested in him as a Constable by virtue of this Act shall immediately cease and determine.

The Justices, subject to the Approbation of a Secretary of State, may make Regulations for the Management of the Police Force.

Police Men may be suspended or dismissed by the Justices.

VI. And be it enacted, That if any Victualler or Keeper of any House, Shop, Room, or other Place for the Sale of any Liquors, whether spirituous or otherwise, shall knowingly harbour or entertain any Man belonging to the said Police Force, or permit such Man to abide or remain in his House, Shop, Room, or other Place during any Part of the Time appointed for his being on Duty, every such Victualler or Keeper as aforesaid, being convicted thereof before any Two Justices of the Peace, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as they shall think meet.

Penalty on Publicans harbouring Police Men during the Hours of Duty.

VII. And be it enacted, That it shall be lawful for any Man belonging to the said Police Force, during the Time of his being on Duty, to apprehend all loose, idle, and disorderly Persons whom he shall find disturbing the public Peace, or whom he shall have just Cause to suspect of any evil Designs, and all Persons whom he shall find between Sunset and the Hour of Eight in the Forenoon lying in any Highway, Yard, or other Place, or loitering therein, and not giving a satisfactory Account of themselves, and to deliver any Person so apprehended into the Custody of the Constable appointed under this Act, who shall be in attendance at the nearest Watch-house, in order

Powers of Police.

order that such Person may be secured until he can be brought before a Justice of the Peace, to be dealt with according to Law, or may give Bail for his Appearance before a Justice of the Peace, if the Constable shall deem it prudent to take Bail, in the Manner hereinafter mentioned.

Assaults on Police Men.

VIII. And be it enacted, That if any Person shall assault or resist any Person belonging to the said Police Force in the Execution of his Duty, or shall aid or incite any Person so to assault or resist, every such Offender, being convicted thereof before Two Justices of the Peace, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as the said Justices shall think meet.

Constables attending at the Watch-houses in the Night may take Bail by Recognizance from Persons brought before them for Petty Misdemeanors; such Recognizance to be conditioned for the Appearance of the Parties before a Magistrate.

IX. And be it enacted, That where any Person charged with any Petty Misdemeanor shall be brought, without the Warrant of a Justice of the Peace, into the Custody of any Constable appointed under this Act, during his Attendance in the Night-time at any Watch-house within the Metropolitan Police District, it shall be lawful for such Constable, if he shall deem it prudent, to take Bail by Recognizance, without any Fee or Reward, from such Person, conditioned that such Person shall appear for Examination before a Justice of the Peace, at some Place to be specified in the Recognizance, at the Hour of Ten in the Forenoon next after such Recognizance shall be taken, unless that Hour shall fall on a *Sunday* or on *Christmas Day* or *Good Friday*, and in that Case at the like Hour on the succeeding Day; and every Recognizance so taken shall be of equal Obligation on the Parties entering into the same, and liable to the same Proceedings for the estreating thereof, as if the same had been taken before a Justice of the Peace; and the Constable shall enter, in a Book to be kept for that Purpose in every Watch-house, the Names, Residence, and Occupation of the Party and his Surety or Sureties, if any, entering into such Recognizance, together with the Condition thereof, and the Sums respectively acknowledged, and shall lay the same before such Justice as shall be present at the Time and Place when and where the Party is required to appear; and if the Party does not appear at the Time and Place required, or within One Hour after, the Justice shall cause a Record of the Recognizance to be drawn up, to be signed by the Constable, and shall return the same to the next General or Quarter Sessions of the Peace, with a Certificate at the Back thereof, signed by such Justice, that the Party has not complied with the Obligation therein contained; and the Clerk of the Peace shall make the like Estreats and Schedules of every such Recognizance as of Recognizances forfeited in the Sessions of the Peace; and if the Party not appearing shall apply, by any Person on his Behalf, to postpone the Hearing of the Charge against him, and the Justice shall think fit to consent thereto, the Justice shall be at liberty to enlarge the Recognizance to such further Time as he shall appoint; and when the Matter shall be heard and determined, either by the Dismissal of the Complaint, or by binding the Party over to answer the Matter thereof at the Sessions, or otherwise, the Recognizance for the Appearance of the Party before a Justice shall be discharged without Fee or Reward.

In default of Appearance, Recognizance to be forfeited.

Time of Hearing may be postponed.

X. And

His Majesty may appoint a Person to be the Receiver of all Monies applicable to the Purposes of this Act, who shall give Security.

X. And be it enacted, That it shall be lawful for His Majesty to appoint a proper Person to receive all Sums of Money applicable to the Purposes of this Act, who shall be called "The Receiver for the Metropolitan Police District;" and His Majesty may remove any such Receiver, if he shall see Occasion so to do, and may upon any Vacancy in that Office, by Death, Removal, or otherwise, appoint another Person to be such Receiver; and the Receiver for the Time being shall give Security to His Majesty, in a Bond, with Two Sureties, in such Sum as the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* shall direct, such Bond to be conditioned for the faithful Performance of his Duty by such Receiver, and for the due Application of all Monies paid to him under this Act; and the Receiver for the Time being shall receive all Sums of Money applicable to the Purposes of this Act, and shall keep an exact and particular Account thereof, and shall immediately pay all Monies, Bills, and Notes by him received under this Act into the Hands of the Governor and Company of the Bank of *England;* and the same shall be placed to an Account in the Books of the said Governor and Company, which shall be entitled "The Account of the Public Monies of the Receiver for the Metropolitan Police District," inserting the Name of the Receiver for the Time being; and the said Receiver shall draw out of the Bank from Time to Time such Sums of Money as may be necessary for the Payment of the Salaries, Wages, and Allowances to be paid as herein-after mentioned to the Persons belonging to the Police Force appointed under this Act, and also for the Payment of all other Charges and Expences in carrying this Act into execution; and every Draft or Order for Money on the Bank of *England* drawn by the Receiver shall be countersigned by One of the Justices appointed under this Act; and all Drafts and Orders so drawn and countersigned, but not otherwise, shall be a sufficient Authority to the Bank to pay the Amount thereof to the Persons named in them, or to the Bearers of them.

The Money to be placed in the Bank of England, and drawn out by the Receiver.

Receiver's Drafts to be countersigned.

Receiver's Accounts to be audited.

XI. And be it enacted, That the Receiver shall account for the due Application of all Monies so to be drawn by him out of the Bank of *England,* and shall, Once in every Six Months, and oftener, if required by One of His Majesty's Principal Secretaries of State, make out and sign a full and particular Account of all Monies which shall have been received by him under this Act, and how much thereof hath been paid by him, and for what Purposes, together with proper Vouchers for the Receipts and Payments; and such Account shall be delivered, for the Purpose of being examined and audited, either to the Commissioners for auditing the Public Accounts of this Kingdom, or to any other Person or Persons whom such Principal Secretary of State may from Time to Time direct; and the Receiver, if directed to account before the said Commissioners, shall be subject to the same Regulations and Penalties in that Respect as any Public Accountant.

Salary of Receiver.

XII. And be it enacted, That the Receiver, out of the Monies so received by him, shall be allowed a yearly Salary not exceeding Seven hundred Pounds, to be payable quarterly; and the Receiver,

Salaries and Wages of Police Men to be regulated by the Secretary of State.

out of the same Monies, shall from Time to Time pay to the Persons belonging to the Police Force appointed under this Act such Salaries, Wages, and Allowances, and at such Periods, as One of His Majesty's Principal Secretaries of State shall direct, and also any extraordinary Expences which they shall appear to have necessarily incurred in apprehending Offenders and executing the Orders of either of the Justices appointed under this Act, such Expences being first examined and approved of by One of the said Justices; and the Receiver shall likewise pay any further Sums which such Principal Secretary of State shall direct to be paid to any of the Persons belonging to the said Police Force, as a Reward for extraordinary Diligence or Exertion, or as a Compensation for Wounds or severe Injuries received in the Performance of their Duty, or as an Allowance to such of them as shall be disabled by bodily Injury received, or shall be worn out by Length of Service; and he shall also pay all other Charges and Expences which such Principal Secretary of State shall direct to be paid for carrying this Act into execution.

Rewards for Activity, and Superannuation Allowances.

Upon the Death or Removal of Receiver, the Balance of Cash at the Bank shall be transferred to his Successor.

XIII. And be it enacted, That upon the Death, Resignation, or Removal of any Receiver appointed under this Act, the Balance of Cash for which he shall at that Time have Credit on his Account, as Receiver, with the Governor and Company of the Bank of *England*, shall, as soon as a Successor shall be appointed to the Office of Receiver, actually vest in such Successor, and shall be immediately transferred to the Account of such Successor, to be applied for the Purposes of this Act; and the Receiver for the Time being is hereby required to issue his Drafts or Orders, countersigned as aforesaid, for all unsatisfied Charges and Demands payable out of the Monies in the Bank, although the same shall have accrued in the Time of any former Receiver.

Upon the Removal of the Receiver, his Successor may sue for any Balance remaining in his Hands.

Mode of proceeding.

Special Bail.

Court may refer the Accounts to an Officer or Arbitrator.

XIV. And be it enacted, That if any Person having resigned or having been removed from the Office of Receiver shall neglect, within Twenty-one Days after Notice for such Purpose, to account for and pay to any succeeding Receiver all such Sums of Money as shall remain in his Hands applicable to the Purposes of this Act, it shall be lawful for the Receiver for the Time being, in his own proper Name only, or by his Name and Description of Office, to sue for and recover the same from such Person, with Double Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt; in which Action it shall be sufficient for such Receiver to declare as for Money had and received to the Use of such Receiver for the Purposes of this Act; and the Defendant in the Action may, at the Discretion of any Judge of such Court, be held to Special Bail in such competent Sum as the Judge shall order; and the Court in which the Action shall be brought may, at the Instance of either of the Parties, refer the Account in dispute in a summary Manner to be audited by any Officer of the Court or other fit Person, who may examine both Plaintiff and Defendant upon Oath (which Oath the said Referee shall have Power to administer), and upon the Report of such Referee, unless either of the Parties shall shew good Cause to the contrary, the Court may make a Rule, either for the Payment of such Sum as upon the Report shall appear to be due, or for

staying the Proceedings in the Action, and upon such Terms and Conditions as to the Court shall appear reasonable; or the Court may order Judgment to be entered up by Confession, for such Sum as upon the Report shall appear to be due.

Mode of proceeding against the Representatives of a deceased Receiver.

XV. And be it enacted, That in case of the Death of any Person during the Time that he shall be holding the Office of Receiver, or after he shall have resigned or been removed from such Office, the Receiver for the Time being may, in his own proper Name only, or by his Name and Description of Office, sue for and recover from the Executors or Administrators of such Person deceased all such Sums of Money as shall have been remaining in his Hands applicable to the Purposes of this Act, by an Action of Debt in any of His Majesty's Courts of Record at *Westminster*; in which Action it shall be sufficient for the Plaintiff to declare that the Deceased was indebted to the Plaintiff for Money had and received to his Use for the Purposes of this Act, or that the Deceased died possessed of Money had and received for the Purposes of this Act, whereby an Action hath accrued to the Plaintiff to demand and have the same from such Executors or Administrators; and the like Action may be brought against any Executors or Administrators of Executors or Administrators; and in all such Actions the Defendant or Defendants may plead in like Manner, and avail themselves of the like Matters in Defence, as in any Action founded upon simple Contracts of the original Testator or Intestate; and the Court may refer the Account in dispute to be audited by any Officer or Person, and may proceed upon the Report of such Referee in like Manner as is herein-before mentioned; and in all Actions to be brought, as well as in all Proceedings whatsoever to be instituted or carried on, by any Receiver by virtue of this Act, Proof of his acting in the Execution of the Office of Receiver shall be sufficient Evidence of his holding such Office, unless the contrary shall be shewn in Evidence by the Defendants in such Actions, or the Parties against whom such Proceedings shall be instituted or carried on.

Proof of the Receiver's official Character.

The Receiver shall contract for any Land or Buildings that may be required.

XVI. And be it enacted, That the Receiver for the Time being shall make all such Contracts and Disbursements as shall be necessary for purchasing or renting any Land or Buildings, or for erecting, fitting up, furnishing, or repairing any Buildings, for the Purposes of this Act, in such Manner as One of His Majesty's Principal Secretaries of State shall direct; and of all Lands and Buildings so to be purchased or rented, and of the Fixtures and Furniture thereof, and of all Goods and Chattels whatsoever to be from Time to Time held or purchased for the Purposes of this Act, the Property acquired therein shall be vested in the Receiver for the Time being, in whom also shall be vested the Property of all Watch-houses, Watchboxes, Arms, Accoutrements, and other Necessaries to be given up as herein-after mentioned; and the Receiver for the Time being may, by the Directions of such Principal Secretary of State, sell, assign, or dispose of the Whole or any Part of any such Property as aforesaid, and shall execute all such lawful Matters for carrying this Act into execution as such Principal Secretary of State shall from Time to Time direct.

The Property to be vested in him.

XVII. And

Corporations and others empowered to sell Land to the Receiver.

XVII. And be it enacted, That it shall be lawful for all Bodies Corporate, and also for all Commissioners, Vestrymen, or Trustees for public Purposes, and for Tenants for Life or in Tail, and for the Husbands, Guardians, Trustees, Committees, or Attornies of such of the Proprietors or Persons interested in any Lands or Buildings required for the Purposes of this Act as shall by reason of any legal Disability or of Absence beyond the Seas be incapable of acting for themselves, to contract and agree with the Receiver for the Time being, either for the absolute Sale of such Lands or Buildings, or for a Lease thereof for such Period as the Receiver shall require, and to convey, demise, or grant the same to the Receiver in Trust for the Purposes of this Act; and all such Contracts, Sales, Conveyances, Leases, and Grants shall be valid and effectual in Law to all Intents and Purposes;

In case of Disagreement, &c. the Value shall be assessed by a Jury.

and in case any Body Corporate, Commissioners, Vestrymen, Trustees, or other Persons hereby authorized to contract on behalf of themselves or others as aforesaid, shall neglect or refuse to agree with, or by reason of Disability or Absence shall be prevented from agreeing with, the Receiver, for the Sale or Lease of any Land or Buildings required by him, or in case the Proprietors or Persons interested therein cannot be found or known, or shall not produce and evince a clear Title to the Land or Buildings so to be purchased or rented, or to the Interest they shall claim therein, to the Satisfaction of the Receiver, in every such Case all the Provisions contained in an Act passed in the Fifth Year of His present Majesty's Reign, intituled *An Act for more effectually paving, lighting, watching, cleansing, and regulating the* Regent's Park, *together with the new Street from the* Regent's Park *to* Pall Mall, *and the new Streets and Improvement in the Neighbourhood of* Parliament Street *and* Privy Gardens, *and for maintaining a convenient Sewage for the same*, with regard to the Valuation of Estates and Interests by a Jury, the conclusive Effect of the Verdict of the Jury, and all Matters preparatory to, concomitant with, and consequent or contingent upon the Valuation by a Jury, shall, so far as the same are or can be applicable, be applied and extended to the Valuation of any Land or Buildings required for the Purposes of this Act, in as full and ample a Manner to all Intents and Purposes as if those Provisions had been repeated and expressly re-enacted in this Act; and all such Matters as by those Provisions of the said Act are authorized or required to be done by the Sheriff of *Middlesex* and by a Jury of *Middlesex*, or by the High Bailiff of *Westminster* or his Deputy and by a Jury of *Westminster*, shall under this Act be done by the Sheriff and a Jury of *Middlesex*, if the Premises to be valued are situate in *Middlesex*, and by the High Bailiff or his Deputy and a Jury of *Westminster*, if the Premises are situate in *Westminster;* and all such Matters as by those Provisions of the said Act are authorized or required to be done by the Sheriff and a Jury of the County of *Middlesex*, shall, if the Premises to be valued are situate in any other County, be done under this Act by the Sheriff of such other County and by a Jury qualified to try Causes at Nisi Prius in such other County; and all such Matters as by those Provisions of the said Act are authorized or required to be done by the Commissioners therein mentioned shall, under this Act, be done by the Receiver for the Time being.

XVIII. And

XVIII. And be it enacted, That no Justice of the Peace or Receiver appointed by virtue of this Act shall, during the Continuance of such Appointment, be capable of being elected or of sitting as a Member of the House of Commons; and no Justice, Receiver, or Person belonging to the Police Force appointed by virtue of this Act shall, during the Time that he shall continue in any such Office, or within Six Calendar Months after he shall have quitted the same, be capable of giving his Vote for the Election of a Member to serve in Parliament for the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, or *Kent*, or for any City or Borough within the Metropolitan Police District, nor shall, by Word, Message, Writing, or in any other Manner, endeavour to persuade any Elector to give, or dissuade any Elector from giving, his Vote for the Choice of any Person to be a Member to serve in Parliament for any such County, City, or Borough; and if any such Justice, Receiver, or Person belonging to the Police Force shall offend therein, he shall forfeit the Sum of One hundred Pounds, to be recovered, by any Person who will sue for the same, by Action of Debt, to be commenced within Six Calendar Months after the Commission of the Offence; and one Moiety of the Sum so recovered shall be paid to the Informer, and the other Moiety thereof to the Receiver appointed under this Act, to be by him added to and applied as Part of the Funds for the Purposes of the Police under this Act: Provided always, that nothing in this Enactment contained shall subject any such Justice, Receiver, or Person belonging to the Police Force, to any Penalty for any Act done by him at or concerning any of the said Elections in the Discharge of his official Duty.

No Justice, &c. under this Act to sit in Parliament.

No Justice, Receiver, Police Man, &c. appointed under this Act, to vote at certain Elections.

Penalty, 100*l.*

Proviso.

XIX. And whereas some Time must elapse before a new Police Force can be appointed throughout the whole of the Metropolitan Police District; be it therefore enacted, That the Watchmen and others of the Night Police already appointed in any Parish, Township, Precinct, or Place within the Limits of the said District, may, notwithstanding the passing of this Act, continue to act in their respective Appointments, and shall be subject to the same Authorities as heretofore, until it shall be notified by the Justices appointed under this Act, that a new Police will be ready to undertake the Charge of any such Parish, Township, Precinct, or Place, on some Day to be specified in the Notice of the said Justices; which Notice shall be fixed on the Door of the Church or Chapel, or some other conspicuous Part of the Parish, Township, Precinct, or Place, on Two *Sundays* previous to the Day named for the same to take effect; and upon the Day so named the Night Watch and other Night Police appointed within any such Parish, Township, Precinct, or Place, previously to or independently of this Act, shall be discontinued; and all Powers and Authorities for assessing and levying any Rate in any such Parish, Township, Precinct, or Place, the Whole or any Part of which Rate shall be applicable to the Payment of the Night Watch or Night Police, or any Expences incident thereto, shall, so far as such Powers and Authorities relate to any Whole Rate so applicable, or to that Part of any Rate which shall be so applicable, cease and determine; and all Watch-houses and Watchboxes in any such Parish, Township, Precinct, or Place, and all Arms, Accoutrements, and other Neces-

The present Watch in each Parish, &c. in the Metropolitan District shall continue until it shall be notified to such Parish that the new Police is appointed, and then all Watchboxes, Arms, &c. shall be given up to the new Police, and the present Watch Rate shall cease.

saries provided at the Public Expence for the Night Watch and Night Police therein, shall be given up to such Persons as shall be named by the said Justices, for the Use and Accommodation of the Police to be appointed under this Act; and in case any Person having the Charge, Controul, or Possession of any Watch-house, Watchbox, Arms, Accoutrements, or Necessaries as aforesaid, shall neglect or refuse to give up the same as herein-before required, every such Offender, being convicted thereof before any Two Justices of the Peace, shall for every such Offence forfeit and pay, over and above the Value of the Property not given up, such Sum, not exceeding Five Pounds, as the said Justices shall think meet; and where there shall be any Building in any such Parish, Township, Precinct, or Place as aforesaid, a Part only of which Building shall have been heretofore used as a Watch-house, such Part shall be given up every Day from the Hour of Four in the Afternoon until the Hour of Nine in the Forenoon, for the Use and Accommodation of the Police Force to be appointed under this Act; and if any Person having the Charge, Controul, or Possession of any such Building shall neglect or refuse to give up such Part thereof for the Purposes aforesaid, or to permit free Access thereto or Egress therefrom, during any Portion of the Time above prescribed, every such Offender, being convicted thereof before any Two Justices of the Peace, shall for every such Offence forfeit and pay such Sum, not exceeding Five Pounds, as the said Justices shall think meet.

Penalty for not giving up the Watch-boxes, &c.

Proviso for Watch Rates already imposed.

XX. Provided always, and be it enacted, That any Rate for defraying the Expences of the Night Watch or Night Police in any Parish, Township, Precinct, or Place, made previous to the Day on which the Police Force to be appointed under this Act shall undertake the Charge thereof, shall be levied and collected in the same Manner as if this Act had not been passed: Provided also, that nothing herein contained shall be deemed to affect or alter any Powers or Authorities for assessing and levying any Rate in any such Parish, Township, Precinct, or Place, so far as such Rate may relate to paving, lighting, cleansing, or any other Object, except the Night Watch, Night Police, or any Expences incident thereto.

This Act not to affect the Rates for paving, lighting, &c.

Provision for outstanding Debts.

XXI. And whereas there are certain Parishes, Townships, Precincts, and Places in the Metropolitan Police District, in which Monies have been borrowed or advanced, and Debts contracted for the building of Watch-houses, and for various Expences connected with the Night Watch and Night Police therein, and such Monies and Debts remain unpaid, and it is expedient that the same should be discharged; be it therefore enacted, That all such Monies and Debts in any Parish, Township, Precinct, or Place, of which the Police to be appointed under this Act shall undertake the Charge, shall, notwithstanding any thing herein-before contained, be chargeable upon the Rates out of which such Monies or Debts have been heretofore in part paid, or would have been payable if this Act had not been passed; and such Rates shall be from Time to Time assessed and levied for the Payment of such Monies and Debts until the same shall be entirely discharged and satisfied.

XXII. And

Power to set up Watch-boxes.

XXII. And be it enacted, That the Justices appointed under this Act, subject to the Approbation of One of His Majesty's Principal Secretaries of State, may order such a Number of Watchboxes as they shall from Time to Time think fit to be placed or fixed in such Parts of the Highways in any of the Parishes, Townships, Precincts, and Places within the Metropolitan Police District, as the said Justices shall deem most convenient.

The Overseers in every Parish, &c. in the Metropolitan District shall be ordered to levy a Police Rate upon all Persons liable to the Poor Rate.

XXIII. And be it enacted, That as soon as the Police to be appointed under this Act shall take charge of any Parish, Township, Precinct, or Place, whether Parochial or Extra-parochial, within the Metropolitan Police District, it shall be lawful for the Justices appointed under this Act, forthwith, and so from Time to Time, subject to the Approbation of One of His Majesty's Principal Secretaries of State, to issue a Warrant under their Hands to the Overseers of the Poor of every such Parish, Township, Precinct, or Place; by which Warrant they shall command the said Overseers, out of the Money collected for the Relief of the Poor in such Parish, Township, Precinct, or Place, to pay the Amount mentioned in the Warrant for the Purposes of the Police under this Act, or to levy such Amount as a Part of the Rate for the Relief of the Poor in such Parish, Township, Precinct, or Place, and that the Overseers shall pay over the Amount mentioned in the Warrant, to the Receiver to be appointed under this Act, within Forty Days from the Delivery of such Warrant to any one of the Overseers: Provided always, that the Sum to be paid for the Purposes of the Police under this Act shall not exceed in the whole in any one Year the Rate of Eight-pence in the Pound on the full and fair annual Value of all Property rateable for the Relief of the Poor within such Parish, Township, Precinct, or Place, such full and fair annual Value to be computed according to the last Valuation for the Time being acted upon in assessing the County Rate; and that the Warrant shall specify the Rate in the Pound at which the Sum mentioned therein shall be computed.

Not to exceed 8*d.* in the Pound in any one Year, according to the Valuation for County Rate.

Who to be deemed Overseers within this Act.

XXIV. And be it enacted, That where any Persons other than the Overseers of the Poor shall, by virtue of any Office or Appointment, be authorized and required to make and collect or cause to be collected the Rate for the Relief of the Poor in any Parish, Township, Precinct, or Place within the Metropolitan Police District, such Persons, by whatsoever Title they may be called, shall be deemed to be Overseers of the Poor within the Meaning of this Act, and to be included under and denoted by the Words "Overseers of the Poor," for all the Purposes of this Act, as fully as if they were commonly called or known by the Title of Overseers of the Poor.

Overseers shall collect the Police Rate in the same Manner as the Poor Rate.

XXV. And be it enacted, That the Overseers of the Poor of every Parish, Township, Precinct, or Place within the Metropolitan Police District, to whom any such Warrant as aforesaid shall be issued, shall pay the Amount mentioned in the Warrant out of any Money in their Hands collected for the Relief of the Poor; and if there be no such Money in their Hands, or an insufficient Sum, they shall levy the Amount required as a Part of the Rate for the Relief of the Poor, and shall for that Purpose proceed in the same Manner, and have

have the same Powers, Remedies, and Privileges as for levying Money for the Relief of the Poor; and such Overseers shall pay to the Receiver the Amount mentioned in the Warrant within the Time specified for that Purpose, and at the Time of making any Payment to the Receiver shall deliver to him a Note in Writing signed by them, specifying the Amount so paid, which Note shall be kept by the Receiver as a Voucher for his Receipt of that particular Amount; and the Receipt of the Receiver, specifying the Amount paid to him by the Overseers, shall be a sufficient Discharge to the Overseers for such Amount, and shall be allowed as such in passing their Accounts with their respective Parishes, Townships, Precincts, or Places.

Receipt of the Receiver shall be a sufficient Discharge.

Overseers, on Nonpayment of the Police Rate, shall be distrained upon;

and in default of sufficient Distress, the Arrears may be re-levied on the Parish.

In case of Default, &c. occasional Overseers may be appointed for levying the Police Rate.

XXVI. And be it enacted, That in case the Amount ordered by such Warrant as aforesaid to be paid by the Overseers in any Parish, Township, Precinct, or Place in the Metropolitan Police District, shall not be paid to the Receiver within the Time specified for that Purpose in the Warrant, the Justices appointed under this Act, upon Complaint thereof made to them by the Receiver, may issue their Warrant for levying the Amount, or so much thereof as may be in arrear, by Distress and Sale of the Goods of all or any of the said Overseers; and in case the Goods of all the Overseers shall not be sufficient to pay the same, the Arrears thereof shall be added to the Amount of the next Levy which shall be directed to be made in such Parish, Township, Precinct, or Place for the Purposes of the Police under this Act, and shall be collected by the like Methods; and the said Justices, in case of any Default or Neglect of any Overseer or Overseers, or in any other Case in which One of His Majesty's Principal Secretaries of State shall so direct, may appoint Two or more Persons to act as Overseers of the Poor within any Parish, Township, Precinct, or Place in the Metropolitan Police District, for levying the Money for the Purposes of the Police under this Act; and the Persons so appointed shall proceed in the same Manner, and shall have the same Powers, Remedies, and Privileges, and shall be subject to the same Regulations and Penalties, with reference to the levying of such Money, as if they had been appointed Overseers of the Poor by virtue of any Law or Laws now in force.

In Property occupied by Ambassadors, the Landlord shall pay the Police Rate.

XXVII. And be it enacted, That where any Messuages, Lands, Tenements, or Hereditaments within the Metropolitan Police District shall be occupied by any Ambassador, Agent, or other Public Minister of any Foreign Prince or State, or by the Servant of any such Ambassador, Agent, or Minister, or by any other Person not liable by Law to the Payment of the Poor's Rate, all such Money as would by virtue of this Act have been payable for the Purposes of the Police by the Occupier of such Messuages, Lands, Tenements, or Hereditaments, if such Occupier had been rateable to the Relief of the Poor, shall in such Case be paid by and recoverable from the Landlord or Owner thereof, who shall for this Purpose be deemed the Occupier thereof, and shall be liable to all such Proceedings for Nonpayment of such Money as any Person is by Law liable to for Nonpayment of Poor Rate.

XXVIII. And

Right of inspecting County Rates, &c.

XXVIII. And be it enacted, That any Justice appointed under this Act, or any Person having an Order for that Purpose under the Hand of any such Justice, may inspect any County Rate made or to be made for any County, any Part of which shall be situate within the Metropolitan Police District, and may also inspect any Returns concerning all or any of the Parishes, Townships, Precincts, and Places, whether Parochial or Extra-parochial in the said District, delivered or to be delivered in pursuance of any of the Acts relating to County Rates, and may take Copies or Extracts from any such Rates or Returns without Payment of any Fee or Reward; and if any Person having the Custody of any such Rate or Return shall wilfully neglect or refuse to permit any such Justice or other Person to inspect the same, or to take Copies or Extracts from the same, within Two Days after such Order shall have been produced and shewn to him, or a Copy thereof left at his usual Place of Abode, he shall, on Conviction thereof before any Two Justices of the Peace, forfeit and pay for every such Offence such Sum, not exceeding Ten Pounds, as they shall think meet.

Accounts to be laid before Parliament annually.

XXIX. And be it enacted, That an Account of all Monies received and expended for the Purposes of this Act, made up to the Thirty-first Day of *December* in each Year, shall annually be laid before both Houses of Parliament within Thirty Days thereafter, if Parliament be then sitting, or within Thirty Days after the first Meeting of Parliament subsequent to the Thirty-first of *December*, and such Account shall specify the total Sum charged upon and received from every Parish, Township, Precinct, and Place for the Purposes of this Act, the Rate in the Pound at which such Sum shall have been computed, and the total annual Value of the entire Property in every such Parish, Township, Precinct, and Place, as such total annual Value shall be stated in the last Valuation for the Time being acted upon in assessing the County Rate; and such Account shall also specify the different Heads of Expenditure for the Purposes of the Police, and the Amount actually expended under each.

Provision for assessing and levying Police Rate in those Places within the Metropolitan District where there is no Poor Rate.

XXX. And whereas it is expedient to provide for those Precincts and Places in the Metropolitan Police District in which no Rate is made for the Relief of the Poor, or in which Property may be deemed not to be rateable thereto; be it therefore enacted, That the respective Inhabitants and Occupiers of all Messuages, Lands, Tenements, and Hereditaments in any Precinct or Place, whether Parochial or Extra-parochial, in the Metropolitan Police District, although such Messuages, Lands, Tenements, and Hereditaments may not be rated to the Relief of the Poor, or may be deemed not to be rateable thereto, shall nevertheless be liable to contribute to the Expences of the Police under this Act, as if the Property so inhabited or occupied were rateable and rated to the Relief of the Poor; and the Justices appointed under this Act may from Time to Time, by Warrant under their Hands, appoint a proper Person to be an Assessor, for the Purpose of assessing the full and fair annual Value of such Property, and rating the same to a Police Rate to be levied under this Act: Provided always, that the Sum to be levied as a Police Rate shall not exceed in the whole in any One Year the Rate of Eight-pence in

Mode of making the Assessment.

the Pound on the full and fair annual Value of such Property; and such Assessor shall, within Forty Days after the Delivery to him of the Warrant of his Appointment, make, sign, and return to the said Justices an Assessment for the Precinct or Place named in such Warrant; and the Assessment shall be fairly written in a Book, and shall specify, in different Columns, the Names of the respective Inhabitants or Occupiers of all Messuages, Lands, Tenements, and Hereditaments, the full and fair annual Value of the same, and the Amount of Police Rate charged on the Inhabitants or Occupiers thereof, and, when the Premises shall be unoccupied, the full and fair annual Value thereof to let; and every such Assessor shall be allowed for his Trouble and Expences such Remuneration as One of His Majesty's Principal Secretaries of State shall direct, and the same shall be paid out of the Amount of the Police Rate which shall be collected after such Assessment.

Allowance to Assessors.

When Assessment is made, Notice thereof shall be given, and all Persons included in the Assessment shall have Liberty to inspect it, &c.

Penalty for refusing such Inspection.

XXXI. And be it enacted, That when such Assessment shall have been allowed by the Justices appointed under this Act, public Notice of such Assessment, and of the Place where the same may be inspected, shall be given by fixing such Notice on the Door of the Church or Chapel, or some other conspicuous Part of the Precinct or Place to which such Assessment shall relate, upon the *Sunday* next or next but One after the same shall have been so allowed; and any Person in whose Custody such Assessment may be shall permit every Inhabitant or Occupier of Property included in such Assessment to inspect the same, and to make any Extracts therefrom, without Payment of any Fee or Reward; and if such Person shall wilfully neglect or refuse to permit any such Inhabitant or Occupier to inspect such Assessment, or to make any Extract therefrom, he shall, on Conviction thereof before any Two Justices of the Peace, forfeit and pay for every such Offence such Sum, not exceeding Five Pounds, as the Justices shall think meet.

Collection of the Police Rate charged in such Assessment.

XXXII. And be it enacted, That the Justices appointed under this Act shall from Time to Time nominate One or more Person or Persons for levying the Amount of Police Rate charged in every such Assessment, who shall proceed in the same Manner, and shall have the same Powers, Remedies, and Privileges, and shall be subject to the same Regulations and Penalties, with Reference to the levying of such Police Rate, as if he or they were an Overseer or Overseers of the Poor in a Precinct or Place rated to the Relief of the Poor, and shall pay over the Amount of such Police Rate to the Receiver to be appointed under this Act, or in default thereof shall be proceeded against in the same Manner as Overseers are by this Act to be proceeded against for Nonpayment.

Appeal against Assessment.

XXXIII. Provided always, and be it enacted, That if any Person, who shall have paid the Amount of Police Rate charged upon him by the Assessment made by an Assessor appointed under this Act, shall think himself aggrieved by such Assessment, on the Ground that such Assessment includes any Property for which he is not rateable under this Act, or that it assesses his rateable Property beyond its full and fair annual Value, or that any Person or Persons is or are omitted

out of such Assessment, or that the Property of any Person or Persons is assessed below its full and fair annual Value, the Person so aggrieved may appeal to the next Court of General or Quarter Sessions which shall be holden for the County in which the Cause of Appeal shall have arisen, not less than Twenty-one Days after public Notice of such Assessment shall have been given as herein-before mentioned; provided that the Person so intending to appeal shall give to the Receiver to be appointed under this Act a Notice in Writing of such Appeal, and of the Cause and Matter thereof, Ten clear Days at the least before such Sessions; and shall also, within Three Days after his Notice of Appeal, enter into a Recognizance before some Justice of the Peace of the County, with Two sufficient Sureties, conditioned to try such Appeal at the said Sessions, and to abide the Order of the Court thereupon, and to pay such Costs as shall be by the Court awarded; and in case such Person shall appeal on the Ground that any Person or Persons is or are omitted out of the Assessment, or that the Property of any Person or Persons is assessed below its full and fair annual Value, the Party so appealing shall not only give such Notice of Appeal to the Receiver, and enter into such Recognizance as aforesaid, but shall also give a like Notice of Appeal to the Person or Persons so interested in the Event of such Appeal as aforesaid, and shall enter into a like Recognizance within the Times herein-before respectively mentioned; and the Person or Persons so interested shall, if he or they shall desire it, be heard upon the Appeal; and the Justices of the Peace at such Sessions, or some Adjournment thereof, upon due Proof of the Notice having been given, and of the Recognizance having been entered into as aforesaid, shall hear and determine the Matter of the Appeal in a summary Manner, and shall make such Order therein, with or without Costs to either Party, as the said Justices shall think proper; and in case the said Justices shall think the Appellant entitled to Relief, they shall order the Assessment to be amended in such Manner as may be necessary for giving him Relief, and shall also order any Money paid by him which he was not liable to pay to be returned to him; and in case he shall have appealed on the Ground that any Person or Persons is or are omitted out of the Assessment, the said Justices may order the Name or Names of such Person or Persons to be inserted in the Assessment, and to be therein rated at such Amount as they shall deem just; and in case the Appellant shall have appealed on the Ground that the Property of any Person or Persons is assessed below its full and fair annual Value, the said Justices may order the Amount at which such Person or Persons is or are rated in the Assessment to be altered in such Manner as they shall deem just; and the proper Officer of the Court shall in each of the Cases aforesaid forthwith amend the Assessment accordingly, but the Assessment shall not be quashed or altered with respect to any other Persons named therein; and the Determination of the Justices at any such Sessions or Adjournment shall be final and conclusive.

The Assessment may be altered to relieve the Appellant, without altering any other Part of it.

XXXIV. And whereas Circumstances may occur which may render it expedient that the Provisions of this Act should be extended to other Places in addition to the Places which are enumerated in the Schedule

His Majesty may hereafter, by Order in Coun-

cil, direct any Parishes within a certain Distance of the Metropolis to be added to the District, and such Parishes when so added shall be subject to all the Provisions of this Act.

dule to this Act; be it therefore enacted, That it shall be lawful for His Majesty from Time to Time, by the Advice of His Privy Council, to order that any Parishes, Townships, Precincts, and Places, whether Parochial or Extra-parochial, in the Counties of *Middlesex*, *Surrey*, *Hertford*, *Essex*, and *Kent*, of which any Part shall be situate within Twelve Miles of *Charing Cross* in the City of *Westminster*, shall, after a certain Day to be named in such Order, be added to and form Part of the Metropolitan Police District, and be placed under the Charge of a Police to be appointed under this Act; and all Provisions herein-before contained with regard to the Discontinuance of the Night Watch and Night Police appointed previously to or independently of this Act, the Cessation of their Powers, the Cessation of the Powers for levying Watch Rates, the giving up of Watch-houses, or Parts of Buildings used as Watch-houses, Watch-boxes, Arms, Accoutrements, and other Necessaries, together with the Penalties for Neglect or Refusal in that Behalf, the Exception as to any Watch Rate previously made, and the Power to assess and levy Rates for Debts previously incurred, and also all Provisions herein-before contained with regard to the levying of Money for the Purposes of the Police, the levying thereof as a Part of the Poor's Rate, the Amount of such Levy, the Payment thereof to the Receiver, the Proceedings against Overseers for Default, the Addition of Arrears to the next Levy, the Appointment of Persons to act as Overseers, and all Provisions with regard to the Assessment of Property, and the rating of the same to a Police Rate by Assessors appointed under this Act, and with regard to the Powers and Duties of such Assessors, as well as all other Matters whatsoever previous to, concomitant with, or consequent or contingent upon such Assessment, shall apply and be enforced in every Parish, Township, Precinct, and Place which shall by Order in Council be added to the Metropolitan Police District, as fully and effectually as if such Parish, Township, Precinct, or Place had been originally included in such District by virtue of this Act.

Misnomers not to affect the Execution of the Act.

XXXV. And be it enacted, That no Misnomer or inaccurate Description of any Parish, Township, Precinct, or Place mentioned in the Schedule to this Act, or in any Order in Council to be made as aforesaid, shall prevent or in anywise affect the Execution of this Act, but that this Act and every Part thereof shall apply and be enforced in every such Parish, Township, Precinct, and Place, as fully and effectually to all Intents and Purposes as if the same had been correctly named and described in such Schedule or Order in Council, provided that the same be designated therein to common Intent and Understanding; and united Parishes shall for all the Purposes of this Act be deemed to be included under and denoted by the Word "Parish."

Summons, &c. for Offences punishable on summary Conviction under this Act.

XXXVI. And for the more effectual Prosecution of Offences punishable upon summary Conviction by virtue of this Act, be it enacted, That where any Person shall be charged, on the Oath of a credible Witness, with any such Offence before any Justice of the Peace, the Justice may summon the Person charged to appear before any Two Justices of the Peace, at a Time and Place to be named in

in such Summons; and if the Person charged shall not appear accordingly, then (upon Proof of the due Service of the Summons, by delivering a Copy thereof to such Person, or by delivering a Copy to the Wife or Servant or some Inmate of the Family of such Person, at his usual Place of Abode,) the Justices before whom he ought to have appeared may either proceed to hear and determine the Case *ex parte*, or may issue their Warrant for apprehending such Person, and bringing him before them: Provided always, that the Prosecution for any Offence punishable upon summary Conviction by virtue of this Act shall be commenced within Three Calendar Months after the Commission of the Offence, and not otherwise.

Limitation of Time for such Proceedings.

XXXVII. And be it enacted, That every Sum which by any Justices of the Peace shall be adjudged to be paid for any Offence against this Act shall be paid to the Receiver appointed under this Act, to be by him added to and applied as Part of the Funds for the Purposes of the Police under this Act; and no Person, although liable to the Payment of Money for the Maintenance of the Police under this Act, shall by reason thereof, or by reason of the Application of any Penalty to the Use of the Police Funds, be deemed to be an incompetent Witness before any Court or Justice or Justices of the Peace in any Proceeding whatever for any Offence against this Act, or in any Matter relating to the Money to be raised for the Maintenance of the Police, or in any other Matter mentioned in this Act; and no Justice of the Peace shall be disabled from acting in the Execution of this Act by reason of his being liable to the Payment of any Money for the Maintenance of the Police under this Act.

Application of Penalties.

Persons paying Police Rate may give Evidence or act as Justices.

XXXVIII. And be it enacted, That the Justices of the Peace, by whom any Person shall be convicted and adjudged to pay any Sum of Money for any Offence against this Act, may adjudge that such Person shall pay the same either immediately or within such Period as they shall think fit; and that in default of Payment at the Time appointed, he shall be imprisoned in the Common Gaol or House of Correction for any Term not exceeding Two Calendar Months, where the Sum to be paid shall not exceed Five Pounds, and for any Term not exceeding Four Calendar Months, where the Sum shall not exceed Ten Pounds, and for any Term not exceeding Six Calendar Months in any other Case; the Imprisonment to cease in each of the Cases aforesaid upon Payment of the Sum due.

Scale of Imprisonment for Nonpayment of Penalties.

XXXIX. And be it enacted, That the Justices before whom any Person shall be summarily convicted of any Offence against this Act may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case may require; that is to say,

Form of Conviction.

'} BE it remembered, That on the Day of
'to wit. } in the Year of our Lord at in
'the County of *A. B.* is convicted before us, [*naming*
'*the Justices,*] Two of His Majesty's Justices of the Peace for the
'said County, for that he the said *A. B.* did [*specify the Offence, and*

'*the Time and Place when and where the same was commi*
'*Case may be*]; and we the said Justices adjudge the sa
'his said Offence to forfeit and pay the Sum of
'[*here state the Amount of the Sum to be paid*]; and in default of
'immediate Payment of the said Sum, to be imprisoned in the
' for the Space of , unless the
'said Sum shall be sooner paid; [*or*, and we order that the said Sum
'shall be paid by the said *A. B.* on or before the
'Day of ; and in default of Payment on or before that
'Day, we adjudge the said *A. B.* to be imprisoned in the
'for the Space of , unless the said Sum
'shall be sooner paid;] and we direct that the said Sum shall be
'paid to the Receiver for the Metropolitan
'Police District, to be by him applied according to the Act passed
'in the Tenth Year of the Reign of His Majesty King *George* the
'Fourth, intituled *An Act for improving the Police in and near the*
'*Metropolis*. Given under our Hands the Day and Year first above
'mentioned.'

No Certiorari, &c.

XL. And be it enacted, That no Conviction, Order, Warrant, or other Matter, made or purporting to be made by virtue of this Act, shall be quashed for Want of Form, or be removed by Certiorari or otherwise into any of His Majesty's Courts of Record at *Westminster*;

As to Informality in Warrants, &c.

and no Warrant of Commitment shall be held void by reason of any Defect therein, provided that it be therein alleged that the Party has been convicted, and there be a good and valid Conviction to sustain the same; and where any Distress shall be made for levying any Money by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto; nor shall the Party distraining be deemed a Trespasser *ab initio*, on account of any Irregularity afterwards committed by him, but the Person aggrieved by such Irregularity may recover full Satisfaction for the special Damage, if any, in an Action upon the Case.

Venue in Proceedings against Persons acting under this Act;

XLI. And, for the Protection of Persons acting in the Execution of this Act, be it enacted, That all Actions and Prosecutions to be commenced against any Person for any thing done in pursuance of this Act shall be laid and tried in the County where the Fact was committed, and shall be commenced within Six Calendar Months after the Fact committed, and not otherwise;

Notice of Action;

and Notice in Writing of such Action, and of the Cause thereof, shall be given to the Defendant One Calendar Month at least before the Commencement of the Action;

General Issue;

and in any such Action the Defendant may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon;

Tender of Amends, &c.

and no Plaintiff shall recover in any such Action if Tender of sufficient Amends shall have been made before such Action brought, or if a sufficient Sum of Money shall have been paid into Court after such Action brought, by or on behalf of the Defendant; and if a Verdict shall pass for the Defendant, or the Plaintiff shall become Nonsuit, or discontinue any such Action after Issue joined, or if, upon Demurrer or otherwise, Judgment shall

be given against the Plaintiff, the Defendant shall recover his full Costs as between Attorney and Client, and have the like Remedy for the same as any Defendant hath by Law in other Cases; and though a Verdict shall be given for the Plaintiff in any such Action, such Plaintiff shall not have Costs against the Defendant, unless the Judge before whom the Trial shall be shall certify his Approbation of the Action and of the Verdict obtained thereupon.

This Act not to supersede 3 G. 4. c. 55. or 6 G. 4. c. 21.

XLII. Provided always, and be it enacted, That nothing in this Act contained shall affect or alter an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act for the more effectual Administration of the Office of a Justice of the Peace in and near the Metropolis, and for the more effectual Prevention of Depredations on the River* Thames *and its Vicinity, for Seven Years;* or an Act passed in the Sixth Year of the present Reign, intituled *An Act to amend an Act for the more effectual Administration of the Office of Justice of the Peace in and near the Metropolis.*

Act may be altered this Session.

XLIII. And be it enacted, That this Act may be amended, altered, or repealed by any Act to be passed in this present Session of Parliament.

Public Act.

XLIV. And be it enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

SCHE-

SCHEDULE to which this Act refers.

A LIST of the PARISHES, TOWNSHIPS, PRECINCTS, and PLACES referred to by the Act as constituting "The Metropolitan Police District."

COUNTY OF MIDDLESEX.

City and Liberties of Westminster.

The Parishes of Saint Margaret and Saint John the Evangelist.
The Parish of Saint Martin in the Fields.
The Parish of Saint George, Hanover Square.
The Parish of Saint James.
The Parish of Saint Mary le Strand, as well within the Liberty of Westminster as within the Duchy Liberty.
The Parish of Saint Clement Danes, as well within the Liberty of Westminster as within the Duchy Liberty.
The Parish of Saint Paul, Covent Garden.
The Parish of Saint Ann in the Liberty of Westminster.
Whitehall Gardens, whether the same be Parochial or Extra-parochial.
Whitehall, whether the same be Parochial or Extra-parochial.
Richmond Terrace, whether the same be Parochial or Extra-parochial.
The Close of the Collegiate Church of Saint Peter.

Holborn Division.

The Parishes of Saint Giles in the Fields and Saint George, Bloomsbury.
The Parishes of Saint Andrew, Holborn, and Saint George the Martyr.
The Liberty of Saffron Hill, Hatton Garden, and Ely Rents.
The Liberty of the Rolls.
The Parish of Saint Pancras.
The Parish of Saint John, Hampstead.
The Parish of Saint Mary-le-bone.
The Parish of Paddington.
The Precinct of the Savoy.

Finsbury Division.

The Parish of Saint Luke.
The Liberty of Glasshouse Yard.
The Parish of Saint Sepulchre.
The Parish of Saint James, Clerkenwell, including both Districts of Saint James and Saint John.
The Parish of Saint Mary, Islington.
The Parish of Saint Mary, Stoke Newington.
The Charter House.

Tower Division.

The Parish of Saint Mary, Whitechapel.
The Parish of Christchurch.
The Parish of Saint Leonard, Shoreditch.
The Liberty of Norton Falgate.
The Parish of Saint John, Hackney.
The Parish of Saint Matthew, Bethnal Green.
The Hamlet of Mile End Old Town.
The Hamlet of Mile End New Town.
The Parish of Saint Mary, Stratford Bow.
The Parish of Bromley Saint Leonard.
The Parish of All Saints, Poplar.
The Parish of Saint Ann, Limehouse.
The Hamlet of Ratcliffe.
The Parish of Saint Paul, Shadwell.
The Parish of Saint George in the East.
The Parish of Saint John, Wapping.
The Liberty of East Smithfield.
The Precinct of Saint Catherine.

The Liberty of His Majesty's Tower of London, consisting of
The Liberty of the Old Artillery Ground.
The Parish of Trinity, Minories.
The Old Tower Precinct.
The Precinct of the Tower within.
The Precinct of Wellclose.

Kensington Division.

The Parish of Kensington.
The Parish of Saint Luke, Chelsea.
The Parish of Fulham.
The Hamlet of Hammersmith.
The Parish of Chiswick.
The Parish of Ealing.
The Parish of Acton.

Brentford Division.

The Township of New Brentford.

Extra-parochial Places.

Lincoln's Inn.
Gray's Inn.
Staple's Inn.
That Part of Furnival's Inn in the County of Middlesex.
Ely Place.

KENT.

The Parish of Saint Paul, Deptford.
The Parish of Saint Nicholas, Deptford.
The Parish of Greenwich.

SURREY.

The Parish of Barnes.
The Parish of Battersea.
The Hamlet of Penge.
The Parish of Bermondsey.
The Parish of Camberwell.
The Parish of Clapham.
The Parish of Lambeth.
The Parish of Newington.
The Parish of Putney.
The Parish of Rotherhithe.
The Parish of Streatham.
The Parish of Tooting.
The Parish of Wandsworth.
The Parish of Christchurch.
Clink Liberty.
The Hamlet of Hatcham in the Parish of Deptford.

BOROUGH OF SOUTHWARK.

The Parish of Saint George.
The Parish of Saint Saviour.
The Parish of Saint John.
The Parish of Saint Olave.
The Parish of Saint Thomas.

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ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. XLV.

An Act to continue, until the Fifth Day of *July* One thousand eight hundred and thirty-two, an Act for the more effectual Administration of the Office of a Justice of the Peace in and near the Metropolis. [19th *June* 1829.]

WHEREAS an Act was passed in the Third Year of the present Reign, intituled *An Act for the more effectual Administration of the Office of a Justice of the Peace in and near the Metropolis, and for the more effectual Prevention of Depredations on the River* Thames *and its Vicinity, for Seven Years*, which Act was amended by an Act passed in the Sixth Year of the present Reign, intituled *An Act to amend an Act for the more effectual Administration of the Office of Justice of the Peace in and near the Metropolis*: And whereas it is expedient to continue the said first-mentioned Act as the same is amended by the said last-mentioned Act; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act of the Third Year of this Reign, as the same is amended by the said Act of the Sixth Year of this Reign, and by this Act, shall continue and be in force until the Fifth Day of *July* One thousand eight hundred and thirty-two,

3 G. 4. c. 55.

6 G. 4. c. 21.

Recited Act 3 G. 4. c. 55. as amended by 6 G. 4. c. 21. and this Act, continued.

two, and from thence until the End of the then next [illegible] of Parliament.

Secretary of State may direct that the Horse and Foot Patrol be placed under the new Police Office when established.

II. And whereas, in case of the Establishment of a new Police Office for the Administration of the Police in and near the Metropolis, it may be expedient that the Horse and Foot Patrol, now acting under the Orders of the Chief Magistrate of the Public Office in *Bow Street*, should be placed under the Orders of such new Police Office; be it therefore enacted, That it shall be lawful for One of His Majesty's Principal Secretaries of State to direct that such Horse and Foot Patrol shall be under the Orders of the Justices of such new Police Office when the same shall be established; and that any of such Justices shall have Power to administer, to all Persons who now do or hereafter may belong to such Horse and Foot Patrol, an Oath to the same Effect as the Chief Magistrate of the Office in *Bow Street* is empowered to administer by the said recited Act of the Sixth Year of this Reign; and the Persons taking such Oath shall have Power to act as Constables within the same Counties and Places as are mentioned in the said last-mentioned Act, and shall in such Counties and Places have all such Powers, Authorities, Privileges, and Advantages as any Constable now has or hereafter may have within his Constablewick; and it shall be lawful for such Principal Secretary of State to direct that the Receiver appointed under the said recited Act of the Third Year of this Reign shall, out of the Monies issued to him out of the Consolidated Fund, pay over in each Year to such Person as may be appointed Receiver of Monies applicable to the Purposes of such new Police, such Sum of Money as may now by Law be applied to the Maintenance of the said Horse and Foot Patrol, the same to be hereafter applied towards defraying the Charges and Expences of the said Horse and Foot Patrol, after the same shall be placed under the Orders of such new Police Office.

For removing Doubts as to the Application of Penalties and Forfeitures recovered before any of the Justices.

III. And whereas it is expedient to remove all Doubts respecting the Application of such Penalties and Forfeitures as may be recovered before any Justice or Justices at any of the Offices mentioned in the said Act of the Third Year of this Reign; be it therefore enacted, That where by any Act or Acts any Penalties or Forfeitures, or Shares of Penalties or Forfeitures, are or shall be recoverable in a summary Manner before any Justice or Justices of the Peace, and by such Act or Acts respectively the same are or shall be limited and made payable to His Majesty, or to any Body Corporate, or to any Person or Persons whatsoever, save and except the Informer who shall sue for the same, or any Party aggrieved, in every such Case the same, if recovered or adjudged before any Justice or Justices at any of the said Offices, shall, notwithstanding any thing in such Act or Acts respectively contained, be recovered for and adjudged to be paid to the Receiver for the Time being mentioned in the said Act of the Third Year of this Reign, to be by him applied for the Purposes of the said Act; and the same shall not in any Case be recovered by or adjudged to be paid to any other Person than the said Receiver, unless such Person be the Informer or the Party aggrieved; and each of the Justices at

the said Offices, and their Clerks, and the said Receiver, are hereby released and indemnified from all Claims and Demands, except those of His Majesty, in respect of any Penalties or Forfeitures, or Shares of Penalties or Forfeitures, which before the passing of this Act shall have been received at any of the said Offices, and claimed and retained for or on behalf of the said Receiver.

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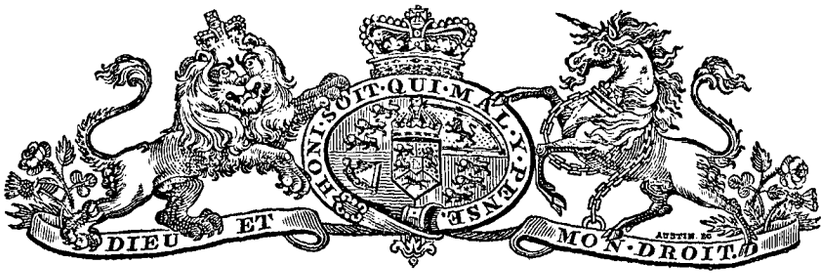

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLVI.

An Act for more effectually executing an Act of the last Session of Parliament, for the better Regulation of Divisions in the several Counties of *England* and *Wales*. [19th *June* 1829.]

WHEREAS by an Act passed in the last Session of Parliament, intituled *An Act for the better Regulation of Divisions in the several Counties of* England *and* Wales, the Court of Quarter Sessions is empowered in certain Cases to make Orders for altering existing Divisions, and for constituting new Divisions for holding Petty Sessions, whereby in many Cases Parts of a Hundred, Wapentake, Ward, or other District in the Nature of a Hundred, will be severed, for the Purposes aforesaid, from the main Body thereof, and such Hundred or other like District will thereafter be situate in Two or more Divisions: And whereas by divers Acts it is required of High Constables to give Notice to, or to serve Precepts on, Petty Constables, Churchwardens, Overseers of the Poor, Surveyors of the Highways, and others, similar Duties may be cast upon High Constables by future Acts, and the Labour of executing such Duties will be increased by the Severance of the Hundred or other like District under the Provisions of the said recited Act, and Difficulties may arise in the due Execution of Process in such Cases: For Remedy thereof, be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by 9 G. 4. c. 43.

Court of Quarter Session, on making Order for Division of any District, may at the same Time make Order respecting the Duties of the High Constables.

by the Authority of the same, That whensoever the Court of Quarter Sessions shall, under the said Provisions, make an Order for changing any Parish, Tithing, Township, or Place from one Division to another, or an Order for constituting any new Division, and it shall appear to the Court that any Inconvenience will arise from such Change if the High Constable or High Constables shall continue liable to perform the Duties aforesaid in respect to the whole of his or their Hundred or other like District, the same Court of Quarter Sessions shall make an Order for remedying such Inconvenience, either by directing that where there are more than One High Constable such Duties shall be divided between them, in such Manner as to the Court shall seem fit, or, if Circumstances shall so require, that the High Constable or High Constables shall be entirely exempted from the Performance of a certain Portion of those Duties, and that the same Portion shall be performed by the High Constable of any other Hundred, or by some Petty Constable, Tithingman, or other Peace Officer, or by some other Person or Persons to be specified in the Order; and every such Order shall be binding on all Justices, Officers, and Persons whomsoever.

Act not to affect the Rights of Lords of Manors.

II. Provided always, That neither this Act, nor any Order to be made by virtue thereof, shall prejudice or affect the Rights of any Lord of any Hundred, Manor, or other Franchise, nor any Person claiming under him, otherwise than as to the Service of Process in the Cases herein-before mentioned or referred to.

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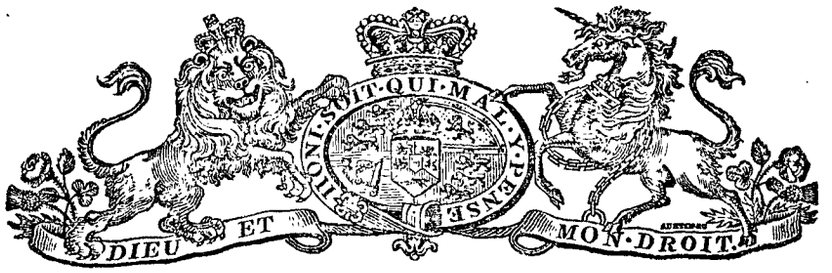

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLVII.

An Act to continue for One Year, and until the End of the next Session of Parliament, and to amend, Two Acts made in the Forty-seventh and Fiftieth Years of the Reign of His late Majesty King *George* the Third, for the preventing improper Persons from having Arms in *Ireland*.

[19th *June* 1829.]

WHEREAS an Act was made in the Forty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to prevent improper Persons from having Arms in* Ireland, to continue in force, from the passing thereof, for Two Years, and from thence until the End of the then next Session of Parliament: And whereas, by an Act made in the Fiftieth Year of His said late Majesty's Reign, the said recited Act of the Forty-seventh Year of His said late Majesty's Reign was continued and amended: And whereas, by an Act made in the Fourth Year of the Reign of His present Majesty, the said recited Acts of the Forty-seventh and Fiftieth Years were continued, and are in force until the End of this present Session of Parliament: And whereas it is expedient that the said Two recited Acts of the Forty-seventh and Fiftieth Years of the Reign of His said late Majesty should be further continued and amended: Be it therefore enacted by the

47 G. 3. Sess. 2. c. 54.

50 G. 3. c. 109.

4 G. 4. c. 14.

King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act of the Forty-seventh Year of the Reign of His late Majesty, as the said Act is amended by the said recited Act of the Fiftieth Year of the Reign of His said late Majesty, and by this Act, shall be and the said Acts are hereby continued, and shall be and remain and continue in force, from the passing of this Act, for One Year, and until the End of the then next Session of Parliament, as the same are amended by this Act.

Recited Acts, 47 G. 3. Sess. 2. c. 54. and 50 G. 3. c. 109. continued.

II. And be it further enacted, That it shall and may be lawful to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, by any Order to be signified by his or their Chief Secretary, or in the Absence of such Secretary, then by the Under Secretary, to remit or mitigate any Penalty, Forfeiture, or Punishment which may have been or may be incurred by any Person or Persons for any Offence against the said recited Acts or either of them, upon such Terms and subject to such Conditions as to such Lord Lieutenant or other Chief Governor or Governors shall seem fitting and expedient.

Lord Lieutenant may remit or mitigate Penalties.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. XLVIII.

An Act to authorize the Sale and Transfer of the Stocks or Funds standing in the Books of the Bank of *Ireland* on account of the Office of the Clerk of the Pleas in the Court of Exchequer in *Ireland*, and the Payment and Application of the Produce of such Stocks or Funds to the Consolidated Fund of the United Kingdom.

[19th *June* 1829.]

WHEREAS by an Act made in the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to make Provision for securing, for a Time to be limited, the Profits of the Office of Clerk of the Pleas of His Majesty's Court of Exchequer in* Ireland, it was among other Things enacted, that certain Persons, Clerks, and Officers in the said Act mentioned should deliver and transmit to the Auditor General of the Exchequer of *Ireland* One or more Account or Accounts, stating the several Sums of Money received for or on account of or by reason of the Fees or pecuniary Profits of or by or under colour of the said Office of Clerk of the Pleas in the said Court, or of the several other Places or Situations in the said Act mentioned, during the several Periods and at the several Times and in manner in the said Act mentioned and directed; and it was by the said recited Act also enacted, that each and every Person who should deliver any such 56G.3.c.122.

such Account under the Provisions of the said Act should pay or cause to be paid into the Bank of *Ireland*, to an Account to be kept in the Books of the said Bank, and to be intituled "In the Matter of the Office of Clerk of the Pleas in the Court of Exchequer," the Amount of all Sums in such Account admitted to be received (subject to such Deduction as in the said Act is provided); and it was by the said recited Act further enacted, that all Money which should be paid into the said Bank to the Account in the said Matter should, under the Orders of the said Court of Exchequer, be laid out and invested in the Purchase of such *Irish* Government Stock as the said Court should direct, to the Credit of the said Account in the said Matter, and that the Interest of such Stock, and all Accumulation thereon, should in like Manner and under the like Orders be from Time to Time so laid out and invested; and it was by the said recited Act moreover enacted, that all Sums which should be so paid in to the said Bank of *Ireland* under the Provisions of the said Act should, notwithstanding the Expiration or Repeal of the said Act, remain in the Bank until Provision should be made by some other Act or Acts of Parliament to be passed for the Purpose of directing and authorizing the Payment and Application of the same, and to be paid and applied in such Manner as should or might be directed or authorized by such Act: And whereas several Sums of Money have from Time to Time been paid into the Bank of *Ireland* in pursuance of the Provisions of the said recited Act, and, together with certain Interest thereof and Accumulations thereon, have been, under the Orders of the said Court of Exchequer, laid out and invested in the Purchase of *Irish* Government Stock in manner by the said recited Act directed; and there is now standing in the Books of the Governor and Company of the Bank of *Ireland*, to the Credit of the said Account in the Matter of the Office of the Clerk of the Pleas in the Court of Exchequer, the Sum of Seventy-seven thousand six hundred and ninety-four Pounds One Shilling and Sixpence in the Three Pounds Ten Shillings *per Centum per Annum* Consolidated Annuities, transferrable at the Bank of *Ireland*, and One Year's Interest remains due on the said Sum to the Fifth Day of *January* One thousand eight hundred and twenty-nine; and it is expedient that Provision should be made for directing and authorizing the Application of such Sum, and all Interest due thereon, to the Public Service; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That at any Time after the passing of this Act it shall and may be lawful for the Lord High Treasurer, or for the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, or any Three of them, to order and direct that the said Sum of Seventy-seven thousand six hundred and ninety-four Pounds One Shilling and Sixpence so standing in the said Stocks, Funds, or Annuities, to the Credit of the said Account at the Bank of *Ireland*, shall and may be sold and disposed of by the said Governor and Company of the said Bank, or by the Cashier of the said Bank, at such Times and in such Manner and under such Regulations as the said Lord High Treasurer or Commissioners of the Treasury shall direct and appoint; and the said Governor and Company

The Treasury may order the Money standing to the Credit of the Clerk of the Pleas in the Court of Exchequer in Ireland to be sold, and the Produce carried to the Consolidated Fund.

pany or Cashier of the said Bank shall sell and dispose of the same accordingly; and the Produce of the said Stocks, Funds, or Annuities which shall be so sold and disposed of, and also the Amount of any Sum or Sums of Money which shall be due for Interest or Dividends thereon, or which shall be standing in the Books of the said Bank of *Ireland* to the Credit of the said Account, and which shall not have been invested in any Stocks, Funds, or Annuities pursuant to the Provisions of the said recited Act, shall be paid into the Receipt of the Exchequer in *Dublin* according to the Course of the said Exchequer, and shall be there carried to the Account of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to be applied in such Manner as any other Monies carried to the Account of the said Consolidated Fund may by Law be applied.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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C A P. XLIX.

An Act to continue until the Fifth Day of *July* One thousand eight hundred and thirty the Provisions of an Act to allow Sugar to be delivered out of Warehouse to be refined.

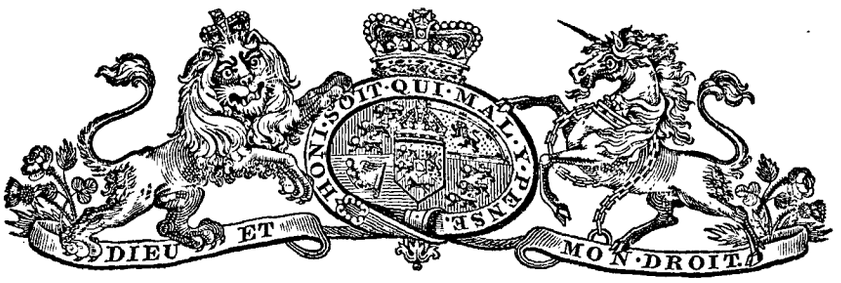
[19th *June* 1829.]

WHEREAS an Act was passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act to allow Sugar to be delivered out of Warehouse to be refined:* And whereas it is expedient to continue the said Act: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act shall be further continued until the Fifth Day of *July* One thousand eight hundred and thirty.

9 G. 4. c. 93.

Recited Act further continued.

LONDON: Printed by George Eyre and Andrew Strahan, Printers to the King's most Excellent Majesty. 1829.



ANNO DECIMO

GEORGII IV. REGIS.

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CAP. L.

An Act to consolidate and amend the Laws relating to the Management and Improvement of His Majesty's Woods, Forests, Parks, and Chases; of the Land Revenue of the Crown within the Survey of the Exchequer in *England*; and of the Land Revenue of the Crown in *Ireland*; and for extending certain Provisions relating to the same to the Isles of *Man* and *Alderney*.

[19th *June* 1829.]

WHEREAS by an Act passed in the First Year of the Reign of Her late Majesty Queen *Anne*, intituled *An Act for the better Support of Her Majesty's Household, and of the Honour and Dignity of the Crown*, all the Manors, Messuages, Lands, Tenements, Rents, Tithes, Woods, or other Hereditaments, (Advowsons of Churches and Vicarages only excepted,) in *England*, *Wales*, and the Town of *Berwick-upon-Tweed*, which then belonged or should thereafter belong to Her Majesty, Her Heirs or Successors, were rendered inalienable, except for Terms and Estates not exceeding Three Lives or Thirty-one Years, or in some Cases Fifty Years: And whereas by an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for the Management and* 1 Ann. st. 1. c. 7. 7 & 8 G. 4. c. 68.

and Improvement of the Land Revenues of the Crown in Ireland, *and for other Purposes relating thereto*, the Land Revenues of the Crown of *Ireland* were rendered inalienable, except in the Manner and under the Powers and Provisions in that Act mentioned and contained: And whereas by an Act passed in the First Year of the Reign of His
1 G. 3. c. 1. late Majesty King *George* the Third, intituled *An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of* Great Britain, it was enacted, that the Revenue accruing to His Majesty by Rents of Lands, or for Fines of Leases of the same or any of them, (except the Revenue of the Duchy of *Cornwall*,) should, during His then present Majesty's Life, be carried to and made Part of the General or Aggregate Fund, and be, during the said Term, issued and applied in the Manner therein mentioned, except the Monies which should be necessary to defray Expences incurred in the Collection and Management of the said Revenues: And whereas by an Act passed in the Twenty-seventh Year of the Reign of His
27 G. 3. c. 13. said late Majesty, intituled *An Act for repealing the several Duties of Customs and Excise, and granting other Duties in lieu thereof, and for applying the said Duties, together with the other Duties composing the Public Revenue; for permitting the Importation of certain Goods, Wares, and Merchandize, the Produce or Manufacture of the* European *Dominions of the* French *King, into this Kingdom; and for applying certain unclaimed Monies, remaining in the Exchequer for the Payment of Annuities on Lives, to the Reduction of the National Debt*, it was enacted, that the Revenue arising as aforesaid should, during the Life of His said Majesty, be carried to and made Part of a Fund to be called "The Consolidated Fund:" And whereas by an Act passed
1 G. 4. c. 1. in the First Year of the Reign of His present Majesty, intituled *An Act for the Support of His Majesty's Household, and of the Honour and Dignity of the Crown of the United Kingdom of* Great Britain *and* Ireland, it was enacted, that the Produce of all the Hereditary Rates, Duties, Payments, and Revenues in that Part of the United Kingdom called *England*, which, during the Life of His late Majesty, were by the Acts therein recited, or any or either of them, carried to and made Part, first of "The Aggregate Fund" and afterwards "The Consolidated Fund" of *Great Britain*, and all the Hereditary Revenues in that Part of the United Kingdom which were, by an Act of the Parliament of *Ireland* therein recited, carried to and made Part of "The Consolidated Fund" of *Ireland*, and which Hereditary Rates, Duties, Payments, and Revenues in *England* and *Ireland* respectively, at the Time of the Demise of His late Majesty, made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, should, during the Life of His present Majesty, (subject to the Exception aforesaid,) continue to be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*; and that, after the Demise of His present Majesty, the same should be payable to the King's Majesty, His Heirs and Successors: And whereas Sums amounting in the whole to the Sum of Six hundred thousand Pounds have been advanced out of the Consolidated Fund, under the Powers and for the Purposes of the following Acts, or some of them; (that is to say,) an Act passed in the Fifty-third Year of the
53 G. 3. c. 121. Reign of His late Majesty King *George* the Third, intituled *An Act for making a more convenient Communication from* Mary-le-bone Park

and the Northern Parts of the Metropolis, in the Parish of Saint Mary-le-bone, *to* Charing Cross, *within the Liberty of* Westminster, *and for making a more convenient Sewage for the same;* another Act passed in the Fifty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the further Improvement of the Land Revenue of the Crown;* another Act passed in the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to alter and enlarge the Powers of an Act passed in the Fifty-fourth Year of His present Majesty, intituled 'An 'Act for the further Improvement of the Land Revenue of the 'Crown;'* another Act passed in the First Year of the Reign of His present Majesty, intituled *An Act to enlarge the Time and Powers for carrying the New Street Act into execution, and to extend the Provisions of an Act for ratifying an Agreement made with Lord* Gage; *and for the better Management and Improvement of the Land Revenues of the Crown;* and another Act passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to enable the Commissioners of His Majesty's Treasury to sell out certain Bank Annuities now standing in their Names, and to apply the Produce thereof in Part Payment of a Loan of Three hundred thousand Pounds due to the* Royal Exchange *Assurance Company; and to facilitate the Sales of Fee-farm Rents, and of small Portions of the Land Revenue of the Crown; and for other Purposes:* And whereas it is provided, that the said Sums, whenever the Produce of the Land Revenues of the Crown in *England* shall cease to be carried into and form Part of the said Consolidated Fund, shall be and become a Loan upon such Land Revenue, and such Land Revenue will be thenceforth charged with the Repayment into the Consolidated Fund of the said Sums, amounting to Six hundred thousand Pounds, together with Interest for the same: And whereas by an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to authorize the Application of Part of the Land Revenue of the Crown for the Repair and Improvement of* Buckingham House, the Lords Commissioners of His Majesty's Treasury are authorized to direct the Application of such Portion of the Produce of Land Revenues of the Crown as they shall think necessary and expedient towards the Payment of the Expences of repairing and improving *Buckingham House,* and the Buildings, Offices, and Grounds belonging thereto: And whereas under and by virtue of an Act passed in the Seventh Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act to extend to* Charing Cross, *the* Strand, *and Places adjacent, the Powers of an Act for making a more convenient Communication from* Mary-le-bone Park; *and to enable the Commissioners of His Majesty's Woods, Forests, and Land Revenues to grant Leases of the Site of* Carlton Palace, the Commissioners for executing that Act have borrowed for the Purposes thereof, on the Security of certain Parts of the Land Revenues of the Crown in *England,* the Sum of Four hundred thousand Pounds: And whereas by the said recited Act of the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for the Management and Improvement of the Land Revenues of the Crown in* Ireland, *and for other Purposes relating thereto,* the annual Income of the Possessions and Land Revenues of the Crown in *Ireland* is directed

54 G. 3. c. 70.

57 G. 3. c. 24.

1 G. 4. c. 71.

5 G. 4. c. 48.

6 G. 4. c. 77.

7 G. 4. c. 77.

7 & 8 G. 4. c. 68.

to

to be carried to the same Account and applied to the same Purposes as and consolidated with the Land Revenues of the Crown in *England:* And whereas by several Acts various Provisions have been made for the Management and Improvement of His Majesty's Woods, Forests, Parks, and Chases, and of the Land Revenues of the Crown, within the Ordering and Survey of the Exchequer in *England,* and of the Land Revenue of the Crown in *Ireland;* and under and by virtue of the said Acts the said Woods, Forests, Parks, and Chases, and Land Revenues, have been placed under the Management of Commissioners appointed from Time to Time by His Majesty's Letters Patent, and called The Commissioners of His Majesty's Woods, Forests, and Land Revenues; and it will be expedient to consolidate and embody in One Act the Powers and Provisions of the said several Acts relating to the said Woods, Forests, Parks, Chases, and Land Revenues, and in some respects to alter and extend the same; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the following Acts, excepting so far as any Powers, Provisions, Matters, or Things relate to or affect the Duchy of *Lancaster,* or any of the Hereditaments, Possessions, or Property within the Ordering and Survey of the said Duchy, shall be and the same are hereby repealed; (that is to say,) an Act passed in the Thirty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Management of the Land Revenue of the Crown, and for the Sale of Fee-farm and other unimprovable Rents;* an Act passed in the Forty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Regulation of the Office of Surveyor General of Woods and Forests;* an Act passed in the Forty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enable His Majesty to grant new Leases on former Rents, for the Benefit of Charitable Institutions or Augmentation of Ecclesiastical Corporations;* an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to improve the Land Revenue of the Crown in* England, *and also of His Majesty's Duchy of* Lancaster; an Act passed in the Fiftieth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for uniting the Offices of Surveyor General of the Land Revenue of the Crown and Surveyor General of His Majesty's Woods, Forests, Parks, and Chases;* an Act passed in the Fifty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for enabling His Majesty to grant Leases under certain Circumstances; and for the better carrying into effect the Provisions of an Act passed in the Thirty-ninth and Fortieth Years of the Reign of His present Majesty, touching the Formation of a Map of the* New Forest *in the County of* Southampton, *and continuing and extending the Provisions of the said Act; for further appropriating Monies arisen and to arise from the Sale of certain Crown Lands under the Authority of divers Acts of Parliament; for annexing certain Lands within the Forest of* Rockingham *to His Majesty's Manor of* King's Cliffe; *and for enabling the Commissioners of the Treasury to appropriate small*

The following Acts repealed (except as they relate to the Duchy of Lancaster):

34 G.3. c.75.

46G.3. c.142.

46G.3. c.151.

48G.3. c.73.

50G.3. c.65.

52G.3.c.161.

small Portions of Land to Ecclesiastical Purposes; an Act passed in the Fifty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the further Improvement of the Land Revenues of the Crown;* an Act passed in the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enable the Commissioners of His Majesty's Woods, Forests, and Land Revenues to contract for the Purchase and Surrender of Crown Leases, and to sell His Majesty's Interest in the* Thornhill *Estate, in the Parish of* Stallbridge *in the County of* Dorset, *and in certain small Parcels of Land belonging to His Majesty's Subjects within the Royal Forests; and to remove Doubts as to Estates of the Crown, sold by Order of the said Commissioners, being exempted from the Auction Duty;* an Act passed in the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for better regulating the Offices of Receivers of Crown Rents;* an Act passed in the Fifty-seventh Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act to abolish the Offices of the Wardens, Chief Justices, and Justices in Eyre, North and South of* Trent; an Act passed in the Fifty-seventh Year of the Reign of His late Majesty King *George the* Third, intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable* Henry Hall *Viscount* Gage *and the Commissioners of His Majesty's Woods, Forests, and Land Revenues; and for the better Management and Improvement of the Land Revenues of the Crown;* an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act to enlarge the Time and Powers of carrying the New Street Act into execution, and to extend the Provisions of an Act for ratifying an Agreement made with Lord* Gage; *and for the better Management and Improvement of the Land Revenues of the Crown;* an Act passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act to improve the Land Revenues of the Crown, and of His Majesty's Duchy of* Lancaster, *and for making Provisions and Regulations for the better Management thereof;* an Act passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to enable the Commissioners of His Majesty's Treasury to sell out certain Bank Annuities now standing in their Names, and to apply the Produce thereof in Part Payment of a Loan of Three hundred thousand Pounds due to the* Royal Exchange *Assurance Company; and to facilitate the Sale of Fee-farm Rents, and of small Portions of the Land Revenues of the Crown; and for other Purposes;* an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to authorize the Application of Part of the Land Revenue of the Crown for the Repair and Improvement of* Buckingham House; and an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act to extend an Act of the Fifty-sixth Year of His late Majesty, for enabling His Majesty to grant small Portions of Land as Sites for Public Buildings, or to be used as Cemeteries;* an Act passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for the Management and Improvement of the Land Revenues of the Crown in* Ireland, *and for other Purposes relating thereto.*

54 G. 3. c. 70.
55 G. 3. c. 55.
56 G. 3. c. 16.
57 G. 3. c. 61.
57 G. 3. c. 97.
1 G. 4. c. 71.
1&2 G. 4. c. 52.
5 G. 4. c. 48.
6 G. 4. c. 77.
7&8 G. 4. c. 66.
7&8 G. 4. c. 68.

II. And be it further enacted, That all other Acts heretofore passed relative to His Majesty's Woods, Forests, Parks, and Chases, and to the

All other Acts, so far as same are re-

pugnant to this Act, repealed.

the Land Revenues of the Crown, in *England* and in *Ireland* or either of them, so far as the same are inconsistent with or repugnant to the Powers and Provisions of this Act, but not further or otherwise, shall be and the same are hereby repealed.

Repeal of the said Acts not to revive any Act repealed, or prejudice any Sale, &c.

III. Provided nevertheless, and be it further enacted, That the Repeal of the said several Acts hereby repealed shall not operate to revive any Act thereby repealed, nor shall the same annul or prejudice any Sale, Purchase, Composition, Grant, Lease, Enfranchisement, Exchange, Contract, Agreement, Bond, Mortgage, Security, Indemnity, Exoneration, Compensation, Charge, Responsibility, or other Act, Matter, or Thing, which at the Time of passing this Act shall have been made, done, given, effected, or created, or which shall have been confirmed, by or under and by virtue of such Acts, or any or either of them, but the same shall remain as good, valid, and effectual, and all the Provisions in the said Acts respectively contained, for the Benefit or Security either of His Majesty, His Heirs or Successors, or of any of the Parties to or with whom or in whose Favour any such Sale, Composition, Grant, Lease, Enfranchisement, Exchange, Contract, Agreement, Bond, Mortgage, Security, Indemnity, Exoneration, Compensation, Confirmation, Charge, Responsibility, or other Act, Matter, or Thing shall have been made, done, given, effected, created, or confirmed, or with whom any other Transaction shall have taken place, under the Provisions of the said Acts respectively, shall, so far as regards His Majesty, His Heirs and Successors, and such Parties respectively, and all Parties claiming under Him or Them, remain and be of as full force and virtue as if the said Acts had not been hereby in any Manner repealed; and in case any Contract shall have been entered into, or any Proceeding instituted, before the Commencement of this present Act, under and by virtue of the said Acts or any of them, which shall not have been fully performed or completed, the same shall be proceeded with, performed, and completed under the Provisions of the said Acts, in the same Manner as if the same had not been hereby repealed, unless the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall think it more expedient to proceed with, perform, and complete the same under the Provisions of this Act, and in that Case the same shall and may be proceeded with, performed, and completed under the Provisions of this Act.

Not to exempt from Punishment Offences committed previously to the passing hereof.

IV. Provided also, and be it further enacted, That the Repeal of the said Acts shall not extend or operate to exempt any Person or Persons from any Penalty or Punishment imposed by such Acts, or any or either of them, in respect of any Crime, Offence, or other Matter or Thing committed or done previously to the passing of this Act, but that such Punishment or Penalty shall and may be inflicted in the same Manner as if the Act or Acts by which the same is imposed had not been hereby in any Manner repealed.

Manor of King's Cliffe to remain as at present.

V. Provided also, and be it further enacted, That notwithstanding the Repeal of the said Act of the Fifty-second Year of His late Majesty King *George* the Third, hereby repealed, the Woods, Woodlands, Hereditaments, and Premises thereby made Part of the Manor

of *King's Cliffe*, shall continue a Part of that Manor, and not of the Manor of *Duddington*.

The Remainder of Mr. White's Rents to be sold, notwithstanding the Repeal of the 57 G. 3. c. 97.

VI. Provided also, and be it further enacted, That notwithstanding the Repeal of the said Act of the Fifty-seventh Year of the Reign of His said late Majesty King *George* the Third, hereby repealed, such of the Rents formerly of *William Henry White*, therein named, and by the said Act vested in the Commissioners of His Majesty's Woods, Forests, and Land Revenues, as have not been already sold under the Provisions of that Act, shall be and remain vested in the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, upon the Trusts and for the Purposes, and with and subject to the Powers and Provisions, in and by the same Act declared and contained of and concerning the same, as fully and effectually as if the said Act had not been repealed, or the Provisions thereof, with respect to the said Rents, had been re-enacted by this Act.

Powers given to Commissioners by 7&8G.4.c.68. to borrow Money on Credit of Land Revenues in Ireland to remain in full force.

VII. Provided also, and be it further enacted, That notwithstanding the Repeal of the said Act of the Seventh and Eighth Years of the Reign of His present Majesty, hereby repealed, the several Powers and Provisions thereby given to the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, with the Approbation of the Lord High Treasurer or the Commissioners for the Time being of His Majesty's Treasury, to borrow a Sum or Sums of Money, by way of Mortgage or Loan, on the Credit of the Possessions and Land Revenues in *Ireland*, in the Manner and for the Purposes therein mentioned, and the several Clauses and Provisions therein contained for the Benefit or Security of the Mortgagees, or relating to such Mortgagees, and also the several Powers and Provisions contained in the said Act relating to the Application of the Monies to arise from the Sale or Exchange of any Parts of the Possessions and Land Revenues of the Crown in *Ireland*, previously to their being applied to the same Purposes as Monies arising from Sales and Exchanges of Possessions and Land Revenues of the Crown in *England*, shall remain and continue in force, operation, and effect, as fully and effectually as if the said Act had not been repealed, or the said several herein-before mentioned Powers and Provisions had been re-enacted in and by this Act.

Possessions and Land Revenues of the Crown placed under the Management of the Commissioners of Woods, &c.

VIII. And be it further enacted, That from and after the passing of this Act all Honours, Hundreds, Castles, Lordships, Manors, Forests, Chases, Woods, Parks, Messuages, Lands, Tithes, Fisheries, Franchises, Services, Rents, and other Land Revenues, Possessions, Tenements, and Hereditaments whatsoever, (Advowsons of Churches and Vicarages only excepted,) which now do belong to His Majesty or hereafter shall belong to His Majesty, His Heirs or Successors, within the Ordering and Survey of the Court of Exchequer in *England* or *Wales*, in *Ireland*, in the *Isle of Man* and its Dependencies, and the *Isle of Alderney*, whether in Possession, Remainder, or Reversion, (which said Honours, Hundreds, Castles, Lordships, Manors, Forests, Chases, Woods, Parks, Messuages, Lands, Tithes, Fisheries, Franchises, Services, Rents, and other Land Revenues, Possessions, Tenements, and

and Hereditaments, are herein-after, for the Sake of Distinction, called "The Possessions and Land Revenues of the Crown to which this Act relates,") shall be under the Management of the present Commissioners of His Majesty's Woods, Forests, and Land Revenues, and of their Successors, to be from Time to Time appointed by His Majesty, His Heirs and Successors, by His or Their Letters Patent; and the said Commissioners and their Successors shall continue to be called "The Commissioners of His Majesty's Woods, Forests, and Land Revenues;" and all Acts of Parliament, Deeds, Bonds, Contracts, Agreements, and other Instruments in which the Commissioners of His Majesty's Woods, Forests, and Land Revenues are named or mentioned, shall apply to the said Commissioners for the Time of His Majesty's Woods, Forests, and Land Revenues, appointed and to be appointed as aforesaid, in the same Manner as they would have done if the said recited Act of the Fiftieth Year of the Reign of His late Majesty King *George* the Third had not been hereby repealed.

Commissioners to observe the Directions of the Treasury.

IX. And be it further enacted, That the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and their Successors, shall from Time to Time observe, perform, fulfil, and keep all and singular the Orders, Rules, Instructions and Directions, not being contrary to the Provisions of this Act, which from Time to Time shall be made or given to them by the Lord High Treasurer or the Commissioners of His Majesty's Treasury for the Time being, touching or concerning the Execution and Discharge of the Duties of their Office.

Commissioners to be sworn.

X. And be it further enacted, That any Commissioner to be hereafter appointed as aforesaid shall, before he shall act in pursuance of such Appointment, take the following Oath, to be administered by the Chief Baron or One other of the Barons of His Majesty's Court of Exchequer; (that is to say,)

Oath.

'I *A. B.* do swear, That I will truly, honestly, faithfully, and diligently execute the Duties of a Commissioner of His Majesty's Woods, Forests, and Land Revenues. So help me GOD.'

Salaries of Commissioners.

XI. And be it further enacted, That the present First Commissioner shall, so long as he shall remain such First Commissioner, continue to receive the Salary of Two thousand Pounds *per Annum*, and the other present Commissioners shall, so long as they shall respectively remain such Commissioners, continue to receive the Salaries of One thousand two hundred Pounds each, granted to them respectively by the Letters Patent by which they have been appointed; and that by the Letters Patent by which any future Commissioners of His Majesty's Woods, Forests, and Land Revenues shall be appointed, His Majesty, His Heirs or Successors, may grant to the several Persons therein named as such Commissioners the following Salaries and Allowances; (that is to say,) to the Person first named therein, who shall be Chairman of the Commission, a Salary of Two thousand Pounds *per Annum*, and to the other Commissioners a Salary of One thousand two hundred Pounds *per Annum* each; which Salaries shall be

be clear of all Fees and Deductions, and shall be paid by Four equal quarterly Payments, on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in every Year; and the first Payment of his Salary to every Commissioner who shall hereafter be appointed shall be made on such of the said quarterly Days of Payment as shall first arrive after the Day of his Appointment; and if any present or future Commissioner shall resign or be removed from his Office, or die in the Interval between any Two of the aforesaid Days of Payment, such Commissioner, his Executors or Administrators, shall be paid a proportionate Part of his Salary for the Time which shall have elapsed since the last quarterly Day of Payment thereof; and if any future Commissioner shall be appointed in the Interval between any Two of the aforesaid Days of Payment, he should be entitled, on such of the said quarterly Days of Payment as shall first arrive after his Appointment, to a proportionate Part only of his Salary for the Time which shall have elapsed since his Appointment.

Power to Commissioners to appoint and remove Officers.

XII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, from Time to Time as they shall think proper, to remove any Deputies, Clerks, Receivers, Surveyors, or other Officers already appointed to or exercising or enjoying any Offices connected with or relating to the said Possessions and Land Revenues of the Crown to which this Act relates, or who shall be hereafter appointed under the Provisions of this Act; and that it shall also be lawful for the said Commissioners, from Time to Time as they may think proper, to appoint such Deputies, Clerks, Receivers, Surveyors, and other Officers as shall be necessary or proper for the due Execution of this Act, and to remove them at pleasure; and all and every the Deputies, Clerks, Receivers, Surveyors, and other Officers, already appointed and to be appointed as aforesaid, shall have, receive, and enjoy such Salaries respectively, and payable at such Days or Times respectively, as shall be in that Behalf from Time to Time directed by the Lord High Treasurer or the Commissioners of His Majesty's Treasury for the Time being.

Officers to be sworn.

XIII. And be it further enacted, That every Officer to be appointed to any Office by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Authority of this Act, shall take the following Oath, to be administered to him by any One or more of the said Commissioners, or if the said Commissioners shall direct, and any such Officer shall be sworn before any Justice of the Peace or Magistrate, then by any Justice of the Peace or Magistrate; (that is to say,)

Oath.

'I *A.B.* do swear, That I will truly, honestly, faithfully, and diligently execute the Duties of the Office to which I have been appointed by the Commissioners of His Majesty's Woods, Forests, and Land Revenues. So help me GOD.'

Commissioners empowered to appoint

XIV. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests,

Stewards of Hundreds, Manors, &c. and other Officers, in certain Cases.

Forests, and Land Revenues from Time to Time to appoint such Persons as they shall think fit, to be the Stewards of any Hundreds, Honours, Manors, or Lordships, being Part of the Possessions and Land Revenues of the Crown to which this Act relates, with Power and Authority to hold and keep all and singular Hundred Courts, Courts Leet, Views of Frank-pledge, Courts Baron, and customary and other Courts within the Limits and Precincts of such Hundreds, Honours, Manors, or Lordships respectively, and to perform and execute all Things belonging or incident to such Offices; and also from Time to Time in like Manner to appoint such Person or Persons as the said Commissioners should think fit, to execute all usual and customary forestal Offices, and to preserve the Deer, Beasts and Birds of Chase or Warren, and other Game, within any such Hundreds, Manors, or Lordships, or any of the Royal Forests, Parks, Chases, or Warrens, or the Limits or Precincts thereof, being Part of the Possessions and Land Revenues of the Crown to which this Act relates; and also to preserve the Fish belonging to His Majesty, His Heirs and Successors, in any of the Waters within the Limits Precincts aforesaid; and on His Majesty's Behalf to grant Licences to any Person or Persons to hunt, hawk, fish, and fowl within any of such Hundreds, Honours, Manors, Lordships, Forests, Parks, Chases, Warrens, and Waters respectively, and the Demesnes thereof, and Places thereto adjoining, and to take and kill any such Deer, Beasts or Birds of Chase or Warren; also to take, seize, and destroy all unlawful Dogs, Nets, Guns, and Engines used for the taking or destroying of Deer, Beasts or Birds of Chase or Warren, or other Game and Fish, and the same Appointments and Licences respectively, or any of them, again at pleasure to revoke; and also to allow to any such Stewards, Gamekeepers, or other Officers respectively, such Salaries, Wages, or Emoluments as the said Commissioners, with the Consent of the Lord High Treasurer or the Commissioners of His Majesty's Treasury for the Time being, shall deem an adequate Remuneration for their Care and Trouble in executing the Duties of their respective Offices or Employments; and all such Appointments so to be made as aforesaid shall be good, valid, and effectual to all Intents and Purposes whatsoever, and have such and the like Force and Effect as if the same had been made by His Majesty, His Heirs or Successors.

First Commissioner may send and receive Letters free of Postage.

XV. And be it further enacted, That the First Commissioner of His Majesty's Woods, Forests, and Land Revenues for the Time being shall and may receive and send Letters and Packets free from the Duty of Postage, in such Manner and under such Restrictions as other Officers mentioned in an Act made in the Fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for preventing Frauds and Abuses in relation to the sending and receiving Letters and Packets free from the Duty of Postage*, and also in another Act, made in the Forty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to authorize the sending and receiving Letters and Packets, Votes, Proceedings in Parliament, and printed Newspapers, by the Post, free from the Duty of Postage, by the Members of the Two Houses of Parliament of the United Kingdom, and by certain Public Officers therein named, and for reducing the*

4 *Postage*

4 G. 3. c. 24.

42 G. 3. c. 63.

Postage of such Votes, Proceedings, and Newspapers when sent by any other Persons, are thereby permitted, in respect of their Offices, to send and receive the same.

Two Commissioners of Woods may act;

XVI. And be it further enacted, That when any thing is by this Act or shall by any future Act be required, directed, or permitted to be done by the Commissioners of His Majesty's Woods, Forests, and Land Revenues, the same may be done by any Two of them, unless express Provision to the contrary shall be made by such further Act, and if done by any Two of them shall be as valid and effectual as if done by all of them; and when any thing is by this Act or shall by any future Act be required, directed, or permitted to be done by the Commissioners of His Majesty's Treasury, relative to the Possessions and Land Revenues of the Crown to which this Act relates, the same may be done by any Three of them, unless express Provision to the contrary shall be made by such future Act, and if done by any Three of them, shall be as valid and effectual as if done by all of them.

and Three Commissioners of the Treasury.

The Commissioners exempted from personal Responsibility.

XVII. And be it further enacted, That nothing contained in this Act, or to be contained in any Mortgage, Contract, Lease, or other Instrument hereby authorized to be entered into, made, taken, or executed by the Commissioners of His Majesty's Woods, Forests, and Land Revenues, or any of them, shall extend to charge the Persons or Person of all or any of the Commissioners executing any such Mortgage, Contract, Lease, or other Instrument, or the Heirs, Executors, or Administrators of the same Commissioners, or any of them, or their or any of their own proper Lands, Tenements, Goods, or Chattels, with or for the Performance of all or any of the Covenants, Conditions, or Agreements in the same Mortgage, Contract, Lease, or other Instrument to be contained, on the Part of the same Commissioners or any of them; but the Amount of all Sums, Costs, Charges, Damages, and Expences which shall or may be recovered in any Suit or Suits at Law or in Equity against them the said Commissioners or any of them, or against their or any of their Heirs, Executors, or Administrators, for or by reason or means of any such Mortgage, Contract, Lease, or other Instrument, or the Covenants, Conditions, or Agreements therein contained, and also all the Costs, Charges, Damages, and Expences which the said Commissioners or any of them, or their or any of their Heirs, Executors, or Administrators, shall bear, pay, expend, or be put to, or which shall be occasioned to them, for or by reason or means of any such Mortgage, Contract, Lease, or other Instrument, or any Covenant, Condition, or Agreement therein contained, or any Action or Actions, Suit or Suits, to be brought or prosecuted by or against them or any of them thereupon, shall respectively be paid and discharged by and out of the Monies to be raised, arise, or be received from the said Possessions and Land Revenues of the Crown to which this Act relates.

39 G. 3. c. 83.

XVIII. And whereas by an Act passed in the Thirty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for transferring to the Commissioners for auditing the Public Accounts the Duties now performed in the Office of the Auditors of the Land Revenue, and for directing the Mode of attesting the Accounts of the Paymaster*

Paymaster General of His Majesty's Forces, it was enacted, that from and after the respective Deaths of *William Henry Cooper* and *Frederick Grey Cooper*, Sons of Sir *Grey Cooper* Baronet, *Henry Shelly* and *Thomas Johnes*, Esquires, the then Auditors of the Land Revenue in *England* and *Wales*, the said Offices respectively should cease and determine; and further, that if during the Continuance of the Patent granted to *William Henry Cooper* and *Frederick Grey Cooper*, a Vacancy should happen in the Offices of Auditor for *Chester*, *Derby*, *Lincoln*, and *Nottingham*, or in the Office of the Auditor for the Principality of *Wales*, by the Deaths of the said then Auditors for the Counties of *Chester*, *Derby*, *Lincoln*, and *Nottingham*, and of the Principality of *Wales* respectively, the Duty executed in each of the said Offices should be performed, by and with the Approbation and under the Authority and Appointment of the Lords Commissioners of His Majesty's Treasury for the Time being, or any Three or more of them, by the Persons who should then be the Acting Deputies in the respective Departments, subject to such an Allotment of the Fees and Emoluments of Office, and under such other Regulations, as the said Commissioners of the Treasury should think fit to direct, and the Surplus of such Fees should be carried to the Consolidated Fund; and further, that all the Accounts theretofore examined, tried, and audited by or in the Offices of the several Auditors of the Land Revenue of the Crown in *England* and *Wales*, or in either of them, should, after the Determination of the respective Interests of each of the aforesaid Grantees respectively, be examined, tried, and audited by the Commissioners for examining and auditing the Public Accounts of the Kingdom, appointed under the Authority of an Act of the Twenty-fifth Year of His late Majesty,
25 G. 3. c. 52. intituled *An Act for the better examining and auditing the Public Accounts of the Kingdom;* and they were thereby invested with all the same Powers and Authorities for the examining, trying, and auditing the several Accounts aforesaid, as were then vested in them by virtue of the said Act of the Twenty-fifth Year of His late Majesty, for the examining, trying, and auditing the Public Accounts of the Kingdom, or as were then vested in the said respective Grantees by any Law, Usage, or Custom; and it was by the said Act further enacted, that all Leases and Grants within the said respective Audits which from and after the Abolition of each of the said Offices respectively shall be made and granted of any Part or Parts of the Land Revenues of the Crown in *England* and *Wales*, and all and every Assignment and Assignments which should from such Periods respectively be made of any Lease or Grant from the Crown, should be enrolled and entered in the Office of the said Commissioners for auditing the Public Accounts, in the same Manner and Form as they had been used and accustomed to be enrolled and entered in the respective Offices of the said Auditors of the Land Revenue: And whereas since the passing of the said Act the Offices of Auditors for *Chester*, *Derby*, *Lincoln*, and *Nottingham*, and for the Principality of *Wales*, have ceased and determined by the Deaths of the said *Henry Shelly* and *Thomas Johnes* Esquires, but the said *William Henry Cooper* and *Frederick Grey Cooper* are still living, and since the Deaths of the said *Henry Shelly* and *Thomas Johnes* respectively the Duties of their said Office have been performed, pursuant to the said Act, by Acting Auditors in the said Offices respectively; be it therefore enacted,

That

That until the Determination of the said remaining Office of Auditor of the Land Revenue, it shall be lawful for the said Lord High Treasurer or the Commissioners of His Majesty's Treasury for the Time being, on the Death, Resignation, or Removal of the present Acting Auditors in the said Offices of Auditors of the Land Revenue of the Crown for the Counties of *Chester*, *Derby*, *Lincoln*, and *Nottingham*, and for the Principality of *Wales*, or of any Persons who may be appointed such Acting Auditors under this Act, to appoint any other Persons to be such Acting Auditors, subject to such an Allotment of the Fees and Emoluments of Office, and under such other Regulations, as the said Lord High Treasurer or Commissioners shall think fit to direct, and to remove the said present and future Acting Auditors at pleasure. Acting Auditors to be appointed in vacant Offices till the remaining Office of Auditor of the Land Revenue is determined.

XIX. And be it further enacted, That until the Determination of the said remaining Office of Auditor of the Land Revenue of the Crown in *England*, the Accounts of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall be examined, tried, and audited by the said remaining Auditors, and by the said present and future Acting Auditors; which said Acting Auditors shall be and they are hereby invested with the same Powers and Authorities for the examining, trying, and auditing the said Accounts, and subject to the Performance of the same Duties, and liable to the same Controul, as the said Auditors of the Land Revenue for the Counties of *Chester*, *Derby*, *Lincoln*, and *Nottingham*, and the Principality of *Wales*, were by Law, Usage, or Custom invested with or subject and liable to at the Time of passing the said recited Act; and after the Determination of the said remaining Office of Auditor of the Land Revenue of the Crown in *England* the said Accounts of the said Commissioners shall be examined, tried, and audited by the said Commissioners for auditing the Public Accounts, pursuant to the Provisions of the said last-recited Act. Auditing Accounts of Commissioners.

XX. And be it further enacted, That until the Determination of the said remaining Office of Auditor of the Land Revenue the Acting Auditor for *Wales* for the Time being, or the Receiver for the Time being of the Rents, Issues, Revenues, and Profits of the Possessions and Land Revenues of the Crown in *Wales*, or any other Person to be appointed for that Purpose by the Lord High Treasurer or the Commissioners for the Time being of His Majesty's Treasury, shall have the same Powers of auditing and allowing the Accounts of the Sheriffs for *Wales*, and for giving Quietuses and administering Oaths in respect of such Accounts, as by an Act passed in the Thirty-fourth and Thirty-fifth Years of the Reign of His late Majesty King *Henry* the Eighth, intituled *An Act for certain Ordinances in the King's Majesty's Dominions and Principality of* Wales, and an Act passed in the Third Year of the Reign of His late Majesty King *George* the First, intituled *An Act for the better regulating the Office of Sheriffs, and for ascertaining their Fees and the Fees for suing out their Patents and passing their Accounts*, are given to the Auditors of the Principality of *Wales*. As to auditing Accounts of the Sheriff of Wales. 34 & 35 H. 8. c. 26. 3 G. 1. c. 15.

One Commissioner may sit in Parliament.

XXI. And be it further enacted, That any one of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being may sit and vote as a Member of the House of Commons of the United Parliament of *Great Britain* and *Ireland*, any thing in any Act or Acts to the contrary notwithstanding: Provided always, that only One of such Commissioners shall be capable of sitting at the same Time.

Commissioners may grant Leases for 31 Years.

XXII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues from Time to Time to demise and lease, and to enter into any Contract or Agreement for demising and leasing, to any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, any Part or Parts of the Possessions and Land Revenues of the Crown to which this Act relates, for any Term not exceeding Thirty-one Years from the Time of making the Lease or Agreement for a Lease.

Leases of certain Buildings, and of Ground for building on, or for making Gardens, &c. may be made for 99 Years.

XXIII. And be it further enacted, That in any of the Instances herein-after mentioned it shall be lawful for the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues from Time to Time to demise and lease, or to enter into any Contract or Agreement for demising and leasing, any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates, to any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, for any Term not exceeding Ninety-nine Years from the Time of making such Lease or Agreement; (that is to say,) of Tenements or Hereditaments, the greater Part of the yearly Value of which shall at the Time of making the Lease or Agreement consist of any Building or Buildings; of Land or Ground proper for the Erection of any Houses or other Buildings thereupon, with or without Gardens, Yards, Curtilages, or other Appurtenances to be used therewith, and where the Lessee or intended Lessee shall covenant or agree to erect a Building or Buildings thereon of greater yearly Value than such Land or Ground; of Land or Ground proper for Gardens, Yards, Curtilages, or other Appurtenances to be used with any other House or other Building erected or to be erected on any Ground belonging either to His Majesty, His Heirs or Successors, or to any other Proprietor, or proper for any other Purpose calculated to afford Convenience or Accommodation to the Occupiers of any such House or Building.

Leases for Gardens not to extend beyond Duration of Lease of House to which same shall be attached.

XXIV. Provided nevertheless, and be it further enacted, That no Land or Ground proper for Gardens, Yards, Curtilages, or other Appurtenances, to be used with any House or other Building erected or to be erected on any Ground belonging to His Majesty, His Heirs or Successors, or proper for any other Purpose calculated to afford Convenience or Accommodation to the Occupier or Occupiers of any such House or Building, shall, under the Provisions herein-before contained, authorizing the same to be demised for any Term not exceeding Ninety-nine Years, be demised or agreed to be demised for any Term which shall extend beyond the Duration of the subsisting

Lease or Leases of the House or Building to which the same shall be intended to be attached.

As to Royal Forests, &c.

XXV. Provided nevertheless, and be it further enacted, That the Powers of leasing herein-before given shall not extend to the demising or leasing of any of the Royal Forests, Parks, or Chases in *England*, or any Part or Parcel thereof.

Leases may be either in Possession or Reversion.

XXVI. And be it further enacted, That any Lease hereby authorized to be made may be made either to take effect as a Lease in Possession or as a Lease of the Reversion, subject to any existing Lease, or by way of future Interest, provided the same be not made for any Term which will extend beyond Thirty-one Years; or where a Lease for a Term of Ninety-nine Years is hereby authorized to be made, then provided such Lease be not made for any Term which will extend beyond Ninety-nine Years from the Time when such Lease shall be made; or if made in pursuance of a previous Agreement, then from the Time when such Agreement shall have been made.

Provisions to be observed in granting Leases.

XXVII. And be it further enacted, That in all Leases to be granted under the Authority of this Act the Rents shall be reserved and made payable to His Majesty, His Heirs and Successors, free and clear of all Manner of Taxes and Assessments whatsoever; and in each such Lease there shall be contained a Proviso or Condition for Re-entry on Nonpayment of the Rent thereby reserved, or Non-observance or Nonperformance of the Covenants therein contained, and on the Part of the Lessee or Lessees to be observed and performed; and the Lessee or Lessees named in each such Lease shall execute a Counterpart thereof; and in no Lease shall the Lessee or Lessees be made dispunishable for Waste, except in Leases of Mines, Minerals, Quarries, or Collieries, and in Leases to be made under the Power herein-before given of leasing for a Term not exceeding Ninety-nine Years, in which Leases the Lessee or Lessees may be made dispunishable for Waste, if the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall think proper.

Leases to be at Rack Rent, except in the Cases after mentioned.

XXVIII. And be it further enacted, That in every Lease to be granted under the Power herein-before given there shall be reserved and made payable during the whole of the Term thereby granted such clear yearly Rent as to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall appear a reasonable Rent or Consideration for such Lease, without taking any Fine for the same, except as herein-after mentioned.

Accepting a Surrender not to be considered as taking a Fine.

XXIX. Provided always, and be it further enacted, That in estimating the Amount of any Rent to be reserved on any Lease to be granted under the Powers of this Act it shall be lawful for the said Commissioners to take into Consideration the Surrender of any existing Lease of the Property comprised in the Lease to be so granted, or any Part thereof; and the Acceptance of such Surrender shall not be considered as the taking a Fine within the Meaning of the said last-mentioned Provision.

XXX. Pro-

In Building Leases for a Term not exceeding 99 Years, a nominal Rent only may be reserved during the first Three Years;

XXX. Provided also, and be it further enacted, That in any Lease to be granted under any of the Powers herein-before given, of any Land or Ground, Tenements or Hereditaments, where at the Time of granting such Lease (or if such Lease shall be granted in pursuance of a previous Agreement, at the Time when such Agreement shall have been made,) there shall not be any substantial Building or Buildings upon the Land or Ground to be demised, and the Lessee or Lessees shall agree to erect on such Land or Ground any Building or Buildings of greater yearly Value than the Land or Ground demised or agreed to be demised, it shall be lawful to reserve, during any Period not exceeding the first Three Years of the Term thereby granted, a nominal Rent, or such other Rent only as to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall seem fit.

and a Fine in lieu of any Part, not exceeding One Third of the Rent, may be taken or not.

XXXI. Provided also, and be it further enacted, That in any Lease to be granted for any Term not exceeding Ninety-nine Years, under the Power herein-before given, of any Land or Ground, Tenements or Hereditaments, where at the Time of granting such Lease, or (if such Lease shall be granted in pursuance of a previous Agreement) at the Time when such Agreement shall have been made, there shall be any substantial Building or Buildings upon the Land or Ground to be demised, and the Building or Buildings thereupon shall not require or shall not be intended or agreed to be rebuilt, it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues to take a Fine on the granting of any such Lease, provided that such Fine shall not be taken in lieu of any further Part than One Third of such annual Sum as it shall appear to them would have been a reasonable Rent or Consideration for such Lease in case no Fine had been taken, the Remainder of such annual Sum being reserved by way of Rent; and the Amount of the Fine to be so taken shall not be less than the Sum to which the Portion of the annual Sum in lieu of which it shall be taken would have amounted during the Term to be granted, deducting a Discount, to be computed by way of Compound Interest, at no higher Rate than the highest legal Rate of Interest in *England*, if the Property to be demised shall be in *England* or *Wales*, or than the highest legal Rate of Interest in *Ireland*, if the Property to be demised shall be in *Ireland*.

Amount of the Fines to be taken.

Exceptions as to the Amount of Fines and Rents.

XXXII. Provided also, and be it further enacted, That any Lease of the Profits of Præ and Post Fines arising within the Principality of *Wales* and County Palatine of *Chester*, the Profits of Tolls, Markets, and Fairs, Tithes, Fisheries, Ferries, and other Articles of uncertain Produce, may be granted at such Rent only, or at such Rent and for such Fine, as to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall seem proper.

As to Leases of Mines.

XXXIII. Provided also, and be it further enacted, That in any Leases of Mines, Collieries, or Quarries, it shall be lawful to reserve either an annual Rent in Money, or any annual Rent in Money and such Share of the Produce in Kind, or such Rent or Duty upon the Quantity

Quantity or Value of such Produce, as the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall think proper.

Commissioners empowered to sell.

XXXIV. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby authorized and empowered, from Time to Time, to contract and agree with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, for the Sale of, and absolutely to make Sale and dispose of, for such Sum or Sums of Money as to them shall appear a sufficient Consideration for the same, any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates, not being Part or Parcel of any of the Royal Forests, Parks, or Chases in *England*.

Mode of carrying Sales into effect.

XXXV. And be it further enacted, That whenever the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall have contracted or agreed with any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, under the Authority of this Act, for the Sale to him, her, or them of any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates, (not being any subsisting Lease which may have been purchased or taken as herein-after mentioned,) the Purchaser or Purchasers, in case the Purchase Money shall amount to the Sum of One hundred Pounds, shall cause the same to be paid into the Bank of *England*, or if the Hereditaments purchased shall be situated in *Ireland*, then either into the Bank of *England* or the Bank of *Ireland*, at his or their Option; and the Cashiers of the Bank of *England* or Bank of *Ireland*, as the Case may be, or One of such Cashiers, shall, upon the Production of any Note signed by the said Commissioners, specifying the Sum to be so paid, and that it is to be so paid to their Account, accept and receive the same, and carry the same to the Account of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and give a Receipt for the same without Fee or Reward; but if such Purchase Money shall not amount to the Sum of One hundred Pounds, it shall not be necessary for the Purchaser or Purchasers to pay the same into the Bank of *England* or Bank of *Ireland*, but he or they may, at his or their Option, either pay the same into the Bank of *England* or Bank of *Ireland* as aforesaid, (in which Case the Cashiers, or One of them, of the Bank of *England* or Bank of *Ireland*, as the Case may be, shall accept and give a Receipt for the same as aforesaid,) or to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or any one of their Receivers, or any Agent to be appointed by them for that Purpose; and the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall, on the Production of the Receipt of the Cashiers, or of One of the Cashiers of the Bank of *England* or Bank of *Ireland*, for such Purchase Money, or in case the same shall not amount to One hundred Pounds, then either on the Production of such Receipt or on the Payment to them, their Receiver or Agent, of such

Purchase Money, execute to the Purchaser or Purchasers a Conveyance, under their Hands and Seals, of the Premises agreed to be sold, and give a Receipt for the Purchase Money under their Hands; and every such Conveyance and Receipt may be according to the Forms for those Purposes respectively set forth in the Schedule to this Act annexed, or in any other Forms which may be deemed more convenient; and every such Conveyance and Receipt shall be attested, as to the Execution and signing thereof by the said Commissioner, by at at least One Witness; and every such Conveyance shall be valid and sufficient to pass all the Estate, Right, and Interest of His Majesty, His Heirs or Successors, in and to the Part or Parts of the said Possessions and Land Revenues of the Crown to which the same shall relate, to the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, therein named as the Grantee or Grantees, for such Estate or Estates, to such Uses, and upon and for such Trusts, Intents, and Purposes, (if any,) as shall in and by such Conveyance, or by reference therein to any other Instrument or Instruments, or Deed or Deeds, be expressed or declared of or concerning the same.

Conveyances of Rents sold to express whether the same shall be extinguished or enjoyed by the Purchaser.

XXXVI. And be it further enacted, That where any Quit Rent or other Rent shall be sold under the Authority of this Act, it shall be expressed in the Conveyance thereof whether the same is to become extinguished, or whether the same is to be held and enjoyed by Purchaser or Purchasers, or his, her, or their Trustee or Trustees, and in all Cases where the Conveyance shall express that the Rent to become extinguished, the same shall, immediately upon the Execution of the Conveyance, cease and become extinguished; and in all Cases where the Conveyance shall express that the Rent is to be held and enjoyed by the Purchaser or Purchasers, or his, her, or their Trustee or Trustees, the same shall, from and after the Execution of the Conveyance, become and remain vested in the Purchaser or Purchasers, and his, her, or their Trustee or Trustees, and his, her, or their Heirs or Successors and Assigns, and shall be paid and payable to them by Two even half-yearly Payments, on the Twenty-fifth Day of *March* and the Twenty-ninth Day of *September* in every Year; and every such Purchaser or Trustee, his or her Heirs, Successors and Assigns, shall have the like Remedy for recovering such Rents by Distress, and by impounding and selling the Goods, Chattels, or Effects distrained, as in case of Rent-charges.

Fees payable in respect of Rents purchased in Ireland to remain payable to Purchasers.

XXXVII. And be it further enacted, That where any Rent charged upon or issuing out of any Lands or Hereditaments in *Ireland* shall be purchased under the Authority of this Act, which shall not be extinguished, but shall subsist for the Benefit of the Purchaser, the Fees herein-after made payable in respect of such Rent by the Persons subject to the same shall be considered for all Purposes as Part of the Rent so purchased, and shall be payable to the Purchaser, his Heirs or Successors and Assigns, together with the Rent, in the same Manner as the said Fees would have been payable, under the Provisions herein-after contained, to the Receivers of such Rents if the same had not been sold; and the Purchaser of every such Rent,

his Heirs or Successors and Assigns, shall have the same Remedies for recovering the said Fees as are herein-before given for recovering the Rent itself.

On Purchase of apportioning Rents in Ireland, the Lands to be entirely discharged.

XXXVIII. And whereas in many Grants of Lands and Hereditaments in *Ireland*, by Letters Patent from the Predecessors of His Majesty reserving Rents, several Denominations or Parcels of Land are granted by the same Grant, and in some of such Grants the several Proportions of Rent for the several Denominations or Parcels of Land, or for some of them, are set forth, and in others of such Grants the several Proportions of Rent for the several Denominations or Parcels of Land are not set forth, but the Court of Exchequer in *Ireland*, in all Cases where Lands or Hereditaments comprised in One Grant from the Crown and jointly liable to One Rent have become subdivided amongst several Proprietors, exercises a Jurisdiction of apportioning such Rent as between the several Proprietors of the Lands and Hereditaments subject thereto, with a Reservation of the Right of the Crown: And whereas for the Encouragement of Persons to purchase, under the Provisions of this Act, the Rents charged on their Lands and Hereditaments, it will be desirable that any Person seised of or interested in any Lands or Hereditaments liable, jointly with other Lands or Hereditaments, to a Gross Rent, which shall have been so apportioned by the original Grant, or by the Court of Exchequer, should be enabled, by the Purchase of that Proportion of the Gross Rent which by such Apportionment shall have been made specifically payable in respect of their Lands and Hereditaments, entirely to exonerate such their Lands and Hereditaments, as well from the Portion of Rent so specifically made payable in respect thereof, as also from all Liability in respect of the other Portions of the Gross Rent charged on the Lands comprised in the same Grant; be it therefore further enacted, That whenever any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, shall purchase under this Act, in order that the same may become extinguished, any Portion of any Rent which shall have been so apportioned, either by the original Grant or by the Court of Exchequer as aforesaid, then and in every such Case the Lands and Hereditaments upon which the Portion of Rent so purchased shall have been so specifically charged shall be and the same are hereby exonerated and discharged, not only from the Portion of Rent so purchased, but also of and from all other Portions of the Rent reserved by the same Grant; any Law, Custom, or Usage to the contrary thereof in anywise notwithstanding: Provided nevertheless, that any such Exoneration and Discharge shall not prejudice or affect the Right of the Crown to recover against the Remainder of the Lands and Hereditaments comprised in the same Grant the remaining Portions of the Rent thereby reserved.

Corporations empowered to purchase Rents charged on their own Lands.

XXXIX. And be it further enacted, That it shall be lawful for any Body Politic, Corporate, or Collegiate, having any Estate or Interest in any Hereditaments which may be subject to any Rent or Rents, or any Manorial, Forestal, or other Rights hereby authorized to be sold, to contract for and purchase of the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues such Rent or Rents, or such Manorial, Forestal, or other Rights; the

Statutes

Statutes of Mortmain or any other Act or Law to the contrary notwithstanding.

Trustees for incapacitated Persons authorized to purchase Rents;

XL. And be it further enacted, That it shall be lawful for the Committee or Committees of any Lunatic, or the Guardian or Guardians of any Infant, or the Trustee or Trustees for any Feme Covert, or other Person under any Incapacity, which Lunatic, Infant, Feme Covert, or other incapacitated Person may be interested in any Hereditaments upon which any Rent or Rents hereby authorized to be sold may be charged, or which may be subject to any Manorial, Forestal, or other Rights hereby authorized to be sold, to contract with and purchase of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues such Rent or Rents, or such Manorial, Forestal, or other Rights, on behalf of such Lunatic, Infant, Feme Covert, or other incapacitated Person, and to apply any Monies in their or his Hands belonging to such Lunatic, Infant, Feme Covert, or other incapacitated Person for that Purpose; and this Act, without any further Authority, except in the Instance herein-after mentioned, shall be a sufficient Indemnity to every such Committee, Guardian, and Trustee, for the Application of the Money applied in such Purchase, and in Payment of the Expences attending the same: Provided nevertheless, that if the Purchase Money shall exceed the Sum of Two hundred Pounds, the same shall not be so applied, without the Sanction and Authority of the Court of Exchequer in *England*, if the Hereditaments charged with such Rent or subject to such Rights shall be in *England* or *Wales*, or of the High Court of Chancery in *Ireland*, if the Hereditaments charged with such Rent or subject to such Rights shall be in *Ireland*; which Sanction and Authority the said Courts respectively are hereby empowered to give, on Petition, in a summary Way or otherwise, as to the same Courts respectively shall seem fit.

but if the Purchase Money exceeds 200*l.*, with Sanction of a Court of Equity.

Tenant of particular Estates authorized to raise Money to redeem Quit Rents, Manorial Rights, &c.;

XLI. And whereas Cases may occur in which it may be desirable that Rents, or Manorial, Forestal, or other Rights hereby authorized to be sold, should be purchased, in order that the same may become extinguished; but by reason of the Hereditaments subject thereto not being vested in any Person for an Estate of Fee Simple in Possession, or by reason of some Incapacity in the Owner thereof, special Provisions may be expedient for facilitating such Purchases; be it therefore enacted, That it shall be lawful for any Tenant for Life or Lives, Tenant in Tail or Tenant for any determinable Fee, of any Hereditaments upon which any Rent or Rents hereby authorized to be sold may be charged, or which may be subject to any Manorial, Forestal, or other Rights hereby authorized to be sold, and for the Committee or Committees of any Lunatic, the Guardian or Guardians of any Infant, or the Trustee or Trustees for any Feme Covert, or other Person under any Incapacity, or the Husband of any Feme Covert, which Lunatic, Infant, Feme Covert, or other incapacitated Person shall be Owner of or beneficially interested in any such Hereditaments as aforesaid for Life, in Tail, or in Fee, either absolutely or determinable, by any Deed or Deeds, or Instrument or Instruments in Writing, to raise any Sum or Sums of Money for the Purpose of purchasing such Rent or Rents, or Manorial, Forestal, or other Rights

Rights, and paying the Expences attending such Purchase, by Mortgage of the said Hereditaments, either in Fee Simple or for any Term of Years, or by Sale of a sufficient Part thereof, or otherwise, to charge and incumber the same with such Sum or Sums, and the Interest thereof, in such Manner as he or they shall think proper; and every such Sale, Mortgage, Charge, and Incumbrance shall be good and valid in the Law against all Tenants in Remainder or Reversion, and all other Persons interested in or entitled to the Premises so sold, mortgaged, charged, or incumbered, and all other Persons entitled to or claiming any Debt, Charge, or Incumbrance affecting the Premises so sold, mortgaged, charged or incumbered; and such Mortgages, Charges, and Incumbrances shall have Priority over all other Debts, Charges, and Incumbrances on the same Premises: Provided nevertheless, that if such Purchase Money shall exceed the Sum of Two hundred Pounds the same shall not be so raised, without the Sanction of the Court of Exchequer in *England*, if the Premises sold or incumbered shall be in *England* or *Wales*, or of the Court of Chancery in *Ireland*, if the Premises sold or incumbered shall be in *Ireland*; which Sanction the said Courts are hereby respectively authorized to grant, upon Petition, in a summary Way or otherwise, as to the same Courts respectively shall seem fit.

but if the Money raised shall exceed 200*l.*, with the Sanction of a Court of Equity.

XLII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby authorized and empowered, from Time to Time to exchange any Part or Parts of the Possessions and Land Revenues of the Crown, herein-before authorized to be sold, for any other Lands, Tenements, or Hereditaments belonging to any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate whomsoever, and for that Purpose to enter into such Contracts or Agreements as to the said Commissioners shall seem proper; and for the Purpose of effecting any such Exchange of any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates, of which the Fee Simple and Inheritance shall be vested in His Majesty, His Heirs and Successors, it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, on behalf of His Majesty, His Heirs and Successors, to convey to the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate respectively, with whom the said Exchange is proposed to be made, or in such Manner as he or they shall direct or appoint, the Part or Parts of the said Possessions and Land Revenues of the Crown so proposed to be given in Exchange on the Part of His Majesty, His Heirs or Successors, and the Fee Simple and Inheritance thereof; and every such Conveyance by the said Commissioners shall be attested, as to the Execution thereof by the said Commissioners, by at least One Witness, and may be in the same Form as that set forth in the Schedule to this Act annexed for Conveyances on Sales of any Parts of the said Possessions and Land Revenues, or in any other Form which may be found more convenient; and every such Conveyance of the said Commissioners shall be valid and sufficient to pass all the Estate, Right, and Interest of His Majesty, His Heirs and Successors, in and to the Part or Parts of the said Possessions

Commissioners may exchange Lands.

and Land Revenues of the Crown to which the same shall relate, to the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, therein named as the Grantee or Grantees, for such Estate or Estates, to such Uses, and upon and for such Trusts, Intents, and Purposes, (if any,) as shall in and by such Conveyance, or by reference therein to any other Deed or Instrument, be expressed or declared of or concerning the same; and the Conveyance of the Lands, Tenements, or Hereditaments to be received in Exchange on the Part of His Majesty, His Heirs or Successors, may be according to the Form for that Purpose set forth in the Schedule to this Act annexed, or in any other Form which to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues may seem more proper; and the Lands, Tenements, or Hereditaments so received in Exchange shall, on the Execution of the Conveyances thereof respectively, become Part of the Possessions and Land Revenues of His Majesty, His Heirs and Successors, within the Ordering and Survey of the Court of Exchequer, and subject to the same Provisions, Powers, and Authorities in every respect, including the Powers and Provisions in this Act contained, as the other Possessions and Land Revenues of the Crown to which this Act relates.

Power to exchange Freeholds for Lands held under any particular Estate, &c.

XLIII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, under the Power of Exchange herein-before given, to convey any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates, which shall be held in perpetuity or otherwise, in Exchange for any Lands, Tenements, or Hereditaments held by the Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, with whom the Exchange shall be made, for any particular Estate or Interest, or for any Term of Years, or to give any Lease which may have been taken or purchased, under the Powers herein-after given, in Exchange for any Lands, Tenements, or Hereditaments held in perpetuity or only for any particular Estate or Interest, or for any Term of Years.

Power to give or receive Money for Equality of Exchange.

XLIV. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, to agree, on behalf of His Majesty, His Heirs and Successors, for the Receipt or Payment of any Sum of Money for equalizing any Exchange to be made under the Authority of this Act; and all Sums of Money so agreed to be received on the Part of His Majesty, His Heirs and Successors, shall be paid into the Bank of *England* or Bank of *Ireland*, or to the said Commissioners, their Receiver or Agent, in the same Manner as herein-before directed with regard to Purchase Monies on any Sales by the said Commissioners.

His Majesty may grant Sites for Churches, &c.

XLV. And whereas it is desirable that His Majesty, His Heirs and Successors, should be at liberty to grant any Lands or Hereditaments, Part of the Possessions or Land Revenues of the Crown to which this Act relates, for any of the Purposes herein mentioned, whenever He or They shall be graciously pleased so to do; be it therefore enacted, That the King's most Excellent Majesty, His Heirs and Successors, shall at any Time hereafter have full Power and Authority, out of

the said Possessions and Land Revenues of the Crown to which this Act relates, to give and grant to and vest in any Body or Bodies Politic or Corporate, or any Person or Persons whomsoever, and their Heirs and Successors respectively, for such Estate or Interest therein as to His Majesty, His Heirs and Successors, shall seem meet, any Building proper to be used as or converted into, or any Ground proper for the Site of any Church or Chapel, with or without a Cemetery or Burial Ground thereto, or any Ground proper for a Cemetery or Burial Ground, to any Church or Chapel, and any House, with its Appurtenances, and with or without a Garden thereto, proper for the Residence of the Spiritual Person who may serve such Church or Chapel, or any Ground proper for the Site or Sites of any such Residence, or of any Parochial or District School, any thing in this Act or any other Law or Statute to the contrary in anywise notwithstanding; and such Body or Bodies Politic or Corporate, or Person or Persons, and their Heirs, Successors, Executors, or Administrators, shall have full Capacity and Ability to take, hold, and enjoy the same; and whenever it shall be the Pleasure of His Majesty, His Heirs or Successors, to make a Grant for any of the Purposes aforesaid, it shall be lawful for the Lord High Treasurer, or the Commissioners of His Majesty's Treasury for the Time being, to issue a Warrant under his or their Hand or Hands to any such Body or Bodies Politic or Corporate, or Person or Persons as aforesaid, which Warrant shall be exempt from any Stamp Duty whatsoever, and shall, if the same shall relate to a Grant in *England* and *Wales*, be enrolled in manner herein-after mentioned, and if the same shall relate to a Grant in *Ireland*, shall be enrolled in the Office of Record in *Ireland* in which the Rentals or Rent Rolls of the King's Rents shall be preserved, and the Enrolment of the said Warrant shall be certified at the Foot or on the Back thereof by the proper Officer or Officers by whom the same shall be enrolled, under his or their Hand or Hands, and the said Warrant, when so enrolled, shall be returned with such Certificate of Enrolment to the Grantee or Grantees of such Lands and Premises; and from and immediately after such Enrolment thereof, the Grantee or Grantees named in such Warrant, and his or their Heirs, Successors, Executors, or Administrators, shall, by force of this Act, be adjudged, deemed, and taken to be in the actual Seisin or Possession of the Premises in the said Warrant specified, and shall hold and enjoy the same, either absolutely and in perpetuity, or for such limited Estate, Term, or Interest, and under and subject to such Reservations of Rent or other Acknowledgments, Conditions, or Restrictions, and upon such Trusts and for such Purposes, as shall be specified, inserted, directed, or contained in such Warrant; any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding: Provided always, that nothing in this Act contained shall extend or be construed to extend to enable His Majesty, His Heirs or Successors, to grant more than Five Acres in any One Grant for any of the Purposes aforesaid, or to grant any Premises in any One Instance which shall exceed in Value the Sum of One thousand Pounds.

For confirming invalid Leases, Sales, &c.

XLVI. And whereas there may be Cases in which Leases, Sales, Exchanges, or Grants of Parts of the Possessions and Land Revenues of

of the Crown in *England* or *Ireland*, made or purporting to be made under Acts heretofore passed relating thereto, are invalid by reason of the Provisions of the said Acts not having been duly complied with, or on other Grounds, and it is expedient that Power should be given to confirm such Leases, Sales, Exchanges, and Grants in manner herein-after mentioned; be it therefore enacted, That in any Case where a Lease, Sale, Exchange, or Grant heretofore made under the Authority or supposed Authority of any Act heretofore passed relating to the Land Revenues of the Crown in *England* or *Ireland*, shall be defective, void, or liable to be set aside by reason of the Parties by whom the same shall purport to have been made not having been duly authorized to make the same, or by reason of any Survey which ought to have been first made having been omitted to be made, or by reason of the Conveyance, Deed, or Instrument by which such Lease, Sale, or Exchange or Grant shall have been made or effected not having been duly enrolled, or by reason of the Provisions of the Act under which the same shall purport to be made not having been duly complied with, or by reason of such Lease, Sale, Exchange, or Grant not having been in fact authorized by such Act, or not having been within the Provisions and within the true Intent and Meaning of such Act, or having been made after such Act shall in fact have been repealed, it shall be lawful for the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, in case such Lease, Sale, Exchange, or Grant shall not be absolutely void, to confirm the same, either in whole or in part, and either absolutely or conditionally, and on such Terms as to the said Commissioners shall seem meet; or in case such Lease, Sale, Exchange, or Grant shall be absolutely void, to make any Lease or Grant of the Lands and Hereditaments to which the same shall have related, or any of them, or any Part thereof, for the Purpose of giving to any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, an Estate or Interest therein not greater or more beneficial than the Estate or Interest which he, she, or they would have had under such prior Lease, Sale, Exchange, or Grant, in case the same had been valid.

Commissioners may take Leases of Manors, &c.;

XLVII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues to take, on behalf of His Majesty, His Heirs or Successors, of and from any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, any Lease of any Manors, Messuages, Lands, Tenements, or Hereditaments, for such Period, at such Rent, and with or without any Fine, and subject to such Covenants, Conditions, and Provisions, and on such Terms, as to the said Commissioners shall seem meet, and to enter into such Contracts and Agreements for that Purpose as to the said Commissioners shall seem proper.

and may purchase Leases.

XLVIII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues at any Time to purchase, of and from any Person or Persons, or Body or Bodies Politic, Corporate or Collegiate, any Lease or Term of Years which may be then subsisting of and in any Manors,

Manors, Messuages, Lands, Tenements, or Hereditaments, whether the same shall or shall not be a Part or Parts of the Possessions and Land Revenues of the Crown to which this Act relates, and to enter into such Contracts and Agreements for that Purpose as to the said Commissioners shall seem proper.

Commissioners may assign Leases to certain Persons as Trustees for His Majesty.

XLIX. And be it further enacted, That in every Case where any Lease shall be taken by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, on behalf of His Majesty, His Heirs or Successors, and in every Case where any Lease, not being a Lease of any Part or Parts of the Possessions and Land Revenues of the Crown to which this Act relates, shall be purchased or taken in Exchange by the said Commissioners, on behalf of His Majesty, His Heirs or Successors, the said Commissioners shall cause such Lease to be granted or assigned, as the Case may be, to such Person or Persons as the said Commissioners shall think proper, as a Trustee or Trustees for His Majesty, His Heirs and Successors; and the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall indemnify such Trustees respectively, and their respective Heirs, Executors, Administrators, and Assigns, of and from the Rents and Covenants in and by such Leases respectively reserved and contained, and on the Part of the Lessees to be paid, observed, and performed.

Leases purchased under the Authority of this Act may be either merged or kept on foot.

L. And be it further enacted, That in every Case in which any subsisting Lease of any Part of the said Possessions and Land Revenues of the Crown to which this Act relates shall be purchased or taken in Exchange by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or shall have been contracted for under any of the Acts hereby repealed, it shall be lawful for the said Commissioners either to cause the same to be surrendered to His Majesty, His Heirs or Successors, in order that the Residue of the Term for which such Lease shall have been granted may merge in the Inheritance and become extinguished, or to cause the same to be assigned to any Person or Persons as a Trustee or Trustees for His Majesty, His Heirs or Successors, in order that the same may be kept on foot distinct from the Inheritance.

Crown Leases purchased or received in Exchange may be resold.

LI. And be it further enacted and declared, That the Powers of Sale and Exchange herein-before given to the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall extend to the enabling them to sell or exchange any Lease which shall have been purchased or taken under the Provisions herein-before contained, or which shall have been contracted for under any of the Acts hereby repealed, and shall not have been surrendered and merged; and that whenever the said Commissioners for the Time being shall have contracted or agreed with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, under the Authority of this Act, for the Sale to him, her, or them of any such Lease, the Purchaser or Purchasers of such Lease shall pay the Purchase Money in the same Manner as herein-before directed with respect to any other Part or Parts of the said Possessions and Land

Revenues of the Crown to which this Act relates; and the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, on any Sale of any such Lease, shall, on the Production of the Receipt of the Cashiers, or of One of the Cashiers of the Bank of *England* or Bank of *Ireland*, for the Purchase Money, or in case the same shall not amount to One hundred Pounds, then either on the Production of such Receipt or on the Payment to them, their Receiver or Agent, of such Purchase Money, or in case of an Exchange, or the Conveyance or Assignment of the Lands and Hereditaments to be received in Exchange being executed, cause the Trustee or Trustees in whom the said Lease shall be then vested to assign the same to the Purchaser or Purchasers, or as he or they shall direct; and every such Assignment shall be good, valid, and effectual, and the Parties claiming under such Assignment shall hold the said Lease discharged from any Trust for His Majesty, His Heirs and Successors; and the said Commissioners shall in and by such Assignment, or by any separate Instrument, at the Option of such Purchaser or Purchasers, in case of a Sale, acknowledge the Payment of the Purchase Money.

Commissioners may purchase Lands, &c. on behalf of the Crown.

LII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues from Time to Time to contract for and purchase, for and on behalf of His Majesty, His Heirs or Successors, any Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments in Fee Simple, or any Copyhold Lands or Hereditaments the Freehold of which shall be in the Crown, or any Rents, Pensions, Annuities, Fuel Rights, Rights of Common, or other Charges or Rights, whether in Fee Simple or not, which shall be issuing out of or charged upon or extend over any of the Possessions and Land Revenues of the Crown to which this Act relates, which shall in their Judgment be desirable to be purchased for and on behalf of His Majesty, His Heirs or Successors; and all such Manors, Lordships, Messuages, Lands, Tenements, and Hereditaments, Rents, Pensions, Annuities, or other Charges, so to be purchased, shall be conveyed or surrendered to His Majesty, His Heirs and Successors, and such Conveyances may be either according to the Form set forth in the Schedule hereto annexed for the Conveyance to His Majesty of Lands, Tenements, and Hereditaments received in Exchange, or in any other Form which to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall seem more proper; and all Manors, Lordships, Messuages, Lands, Tenements, and Hereditaments which shall be so purchased, and shall not become extinct by the Conveyance or Surrender thereof, shall, on the Completion of the respective Purchases thereof, become Part of the Possessions and Land Revenues of His Majesty, His Heirs and Successors, in Right of the Crown, and subject to the same Provisions, Powers, and Authorities in every respect, including the Powers and Provisions in this Act contained, as the other Possessions and Land Revenues of the Crown to which this Act relates.

Incapacitated Persons empowered to

LIII. And be it further enacted, That it shall be lawful for all Bodies Politic or Corporate, Ecclesiastical or Civil, and for all

Trustees for the Time being, possessed of or entitled to any Leases or Terms of Years, or any Manors, Lordships, Messuages, Lands, Tenements, Hereditaments, Rents, Pensions, Annuities, or other Charges or Rights which the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall be desirous of purchasing under the Powers herein-before given, and for all Tenants for any Interest short of an absolute Interest therein, and for the Guardians or Guardian or Committees or Committee of any Person interested therein who shall be an Infant, Lunatic, Idiot, or otherwise incapacitated of acting for himself or herself, to contract and agree with the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, for the absolute Sale of such Leases, Terms, Manors, Lordships, Messuages, Lands, Tenements, Hereditaments, Rents, Annuities, Pensions, Charges, or Rights, and to assign, release, convey, or surrender the same accordingly; and every such Contract, Agreement, Assignment, Release, Conveyance, and Surrender shall be as good, valid, and effectual in the Law to all Intents and Purposes whatsoever as if the same were made by a Person absolutely entitled to the Property sold, and under no Disability or Incapacity.

sell Rights of Common, Fuel Rights, &c.

LIV. Provided always, and be it further enacted, That where any Purchase shall be made from any Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons under any Disability or Incapacity as aforesaid, or not having Power to sell, except under the Provision herein-before contained, the Value of the Property purchased shall be ascertained by Two able practical Surveyors, one of whom shall be nominated by the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, and the other by the Body Politic or Corporate, or Person or Persons, contracting or agreeing to sell the same; and if such Two Surveyors shall not agree in the Valuation thereof, then by such Third Surveyor as the Two so appointed shall for that Purpose nominate; and each of the said Two Surveyors, if they shall agree in and make their Valuation, or if not, then the Surveyor so to be nominated by them as aforesaid, shall annex to their or his Survey, Estimate, or Valuation, when completed, an Oath, or (being one of the People called *Quakers*) an Affirmation, to be subscribed by him, and taken before and certified by any Justice of the Peace or Magistrate, in the same Form and to the same Effect as herein-before set forth for Oaths or Affirmations, to be annexed to Valuations made on any Lease, Sale, or Exchange of any Part of the said Possessions and Land Revenues of the Crown to which this Act relates; and the Price or Consideration to be paid or given for such Purchase shall in no Case be less than the Sum at which the same shall be estimated and valued in such Survey, Estimate, or Valuation as aforesaid.

In Cases of Contracts with incapacitated Persons, the Premises to be previously surveyed.

LV. And be it further enacted, That where any Purchase shall be made from any Body or Bodies Politic, Corporate, or Collegiate, or Person or Persons under any Disability or Incapacity, or not having Power to sell, except under the Provisions herein-before contained, the Purchase Money, in case the same shall amount to the Sum of Fifty Pounds, shall with all convenient Speed be paid into the Bank of

Application of Purchase Money in Cases of incapacitated Persons when amounting to 50*l.*

of *England*, with the Privity of the Accountant General of the Court of Exchequer, if the Property purchased shall be situate in *England* or *Wales*, or into the Bank of *Ireland*, with the Privity of the Accountant General of the Court of Chancery in *Ireland*, if the Property purchased shall be situate in *Ireland*, to be placed to the Account of such Accountant Generals respectively, *ex parte* the Commissioners of His Majesty's Woods, Forests, and Land Revenues, without Fee or Reward; and such Money shall be applied, under the Direction and with the Approbation of the said Courts respectively, to be signified by an Order made upon a Petition to be preferred in a summary Way or otherwise, as to the said Courts shall seem fit, in such Manner as the said Courts shall think just and equitable, for the Benefit of the Party or Parties who shall have been interested in or entitled to such Property; and in the meantime, and until the same shall be so applied, the said Money shall, by Order of the said Court of Exchequer or the said Court of Chancery, as the Case may be, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Cent.* Consolidated or Three Pounds *per Cent.* Reduced Bank Annuities; and the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Property sold; but such Money, in case the same shall not amount to the Sum of Fifty Pounds, shall be applied in such Manner as the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall think fit, for the Benefit of the Party or Parties who shall have been interested in or entitled to such Property.

Persons in Possession deemed entitled to the Premises until the contrary shall be shown.

LVI. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* or Bank of *Ireland* in the Name and with the Privity of the Accountant General of the Court of Exchequer or Court of Chancery, pursuant to the Directions of this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of the Property so purchased at the Time of the Purchase shall be deemed to have been lawfully entitled to such Property, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Exchequer or Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession or Receipt was wrongful, and that some other Person or Persons was or were lawfully entitled to such Property.

Commissioners of Woods, &c. may apply any Part of the Land Revenues.

LVII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby empowered, from Time to Time, to redeem the Land Tax charged on any Part or Parts of the Possessions and Land Revenues of the Crown to which this Act relates.

relates, and to purchase any Land Tax on any Part or Parts of the said Possessions and Land Revenues which may have been redeemed or at any Time hereafter shall be redeemed by any other Person or Persons: Provided always, that this Provision shall not be construed as authorizing any Person or Persons to purchase or redeem the Land Tax charged on any Lands or Tenements belonging to the Crown, contrary to the Provisions of an Act passed in the Forty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for consolidating the Provisions of the several Acts passed for the Redemption and Sale of the Land Tax into One Act, and for making further Provision for the Redemption and Sale thereof; and for removing Doubts respecting the Right of Persons claiming to vote at Elections for Knights of the Shire and other Members to serve in Parliament, in respect of Messuages, Lands, or Tenements, the Land Tax upon which shall have been redeemed or purchased.*

venues to the Redemption of the Land Tax.

42G.3. c.116.

LVIII. And be it further enacted, That all the Powers which by the last before-mentioned Act are given to the Surveyor General of the Land Revenues of the Crown, for the Purpose of enabling him to redeem the Land Tax charged on the Manors, Messuages, Lands, Tenements, Rents, and other Revenues of the Crown within the Survey and Receipt of the Exchequer for the Time being, shall be and the same are hereby vested in the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues; and all the Provisions in the said Act contained, which apply to the said Surveyor General, shall, from and after the Commencement of this Act, apply to the said Commissioners, as fully and effectually, to all Intents and Purposes, as if the said Commissioners had been named in the said Act instead of the said Surveyor General.

Commissioners invested with the Powers given by Land Tax Redemption Act to the Surveyor General;

LIX. Provided nevertheless, and be it further enacted, That after the passing of this Act no Sale shall be made under the Authority of the said last-mentioned Act of any Manors, Messuages, Lands, Tenements, Rents, Tithes, Mines, Minerals, Collieries, Woods, Woodgrounds, Fens, Marshes, Waste Lands, or other Hereditaments belonging to the Crown within the Survey of the Exchequer, for the Purpose of raising Money for the Redemption of the Land Tax charged upon any Manors, Messuages, Lands, Tenements, Tithes, Rents, or other Premises of the Crown, it being intended and hereby declared that all Sales which after the passing of this Act shall be made of any Part or Parts of the Possessions or Land Revenues of the Crown to which this Act relates, for raising Money for the Redemption of Land Tax, or for any other of the Purposes to which the Monies to arise from such Sales is hereby directed to be applied, shall be made under the Powers and Provisions of this Act and of no other.

but all Sales for Redemption of the Land Tax to be made under the Authority of this Act.

LX. Provided always, and be it further enacted, That no Purchase or Sale, except any Purchase or Sale where the Purchase Money shall not exceed One hundred Pounds, and no Exchange, Lease, or Grant, shall be made by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Powers of this Act, without

Sales, &c. to be made under Warrant from the Treasury.

without the previous Authority of the Lord High Treasurer or the Commissioners of His Majesty's Treasury for the Time being, to be signified by some Warrant under his or their Hand or Hands: Provided nevertheless, that such Authority may be given either generally for any particular Class of Cases, or for any particular Purchase, Sale, Exchange, Lease, or Grant, and either with or without any Condition or Restriction, as to the said Lord High Treasurer or Commissioners of His Majesty's Treasury for the Time being may seem meet.

Survey to be made previously to any Lease, Sale, or Exchange.

LXI. Provided also, and be it further enacted, That before the making or entering into any Agreement for making any Lease, or the making of any Purchase, Sale, or Exchange, by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Powers herein-before contained, a Survey of the Part or Parts of the Possessions and Land Revenues of the Crown proposed to be leased, sold, or given in Exchange, where the same shall be capable of such Survey, and an Estimate of the Value thereof, and also, in the Case of a Purchase or an Exchange, a like Survey and Estimate of the Lands, Tenements, or Hereditaments proposed to be purchased or received in Exchange, shall be taken and made by such able and practical Surveyor or Surveyors as shall be named for that Purpose by or under the Order and Direction of the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues; and the said Surveyor or Surveyors shall certify, by a Report in Writing under his or their Hand or Hands, what in his or their Judgment is the true and fair Worth or Value of the Lands, Tenements, or Hereditaments to be by them surveyed and valued; and every Person who shall be employed to make any Survey or Estimate as aforesaid shall annex to his Survey and Estimate an Oath (or, being of the People called *Quakers*, an Affirmation) taken and subscribed by him before any One of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or any Justice of the Peace or Magistrate, the Form whereof shall be as follows:

Surveyor's Oath.

'I *A. B.* do swear, [*or, being a Quaker*, do solemnly affirm,] That 'the Survey and Estimate, or Account, hereto annexed, was 'faithfully and impartially made by me; that the Value of the 'Property therein contained is justly estimated therein, according to 'the best of my Skill and Judgment; and that all the Particulars 'stated in the said Survey or Estimate, or Account, are true, to 'the best of my Knowledge and Belief. So help me GOD.'

Cases in which Surveys may be omitted.

LXII. Provided always, and be it further enacted, That where, from the Nature of any Lands, Tenements, or Hereditaments which shall be so proposed to be leased, purchased, sold, or given, or received in Exchange, or from any Circumstances relative thereto, the Worth or Value thereof cannot be known or ascertained by the Means of a Survey or Inspection thereof, or where the Value of such Lands, Tenements, or Hereditaments shall be previously known to be so small or inconsiderable that it shall not be deemed expedient to incur the Expence of taking a Survey thereof, or when such Lands, Tenements, or Hereditaments, being in *Ireland*, shall have been

previously surveyed and valued, by Order of and under the Direction of any Commissioners appointed by the Lord Lieutenant of *Ireland* to inquire into the State of the Crown Lands in *Ireland*, at any Time since the Year One thousand eight hundred and twenty, and a Report of such Survey and Valuation shall have been made on Oath, and shall, previously to such Lease, Agreement, Purchase, Sale, or Exchange being made, have been deposited in the Office of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, then and in any such Case it shall be lawful for the said Commissioners to make such Lease, or enter into any Agreement for such Lease, or to make such Purchase, Sale, or Exchange, without causing such Survey or Estimate as aforesaid to be previously made.

For Enrolment of Deeds relating to Lands &c. in England or Wales.

LXIII. And be it further enacted, That all Deeds or Instruments whereby any Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments in *England* or *Wales* shall be hereafter purchased, sold, leased, or exchanged, under the Authority of this Act, shall, within Six Months after the Date of such Deeds or Instruments respectively, be enrolled as herein-after mentioned; (that is to say,) until the Determination, as herein-before mentioned, of the present remaining Office of Auditor of the Land Revenue of the Crown, the same shall be enrolled in the Office of the Auditors or Acting Auditor performing the Duty of Auditor of the Land Revenue of the Crown for the District in which the Premises comprised in such Conveyance, Lease, Deed, or Instrument shall be situate, or if situate in more than One of the Districts for which Auditors of the Land Revenue of the Crown in *England* and *Wales* were heretofore appointed, then in the Office of the Auditors or Acting Auditor for any One of such Districts; and after the Determination of the said present remaining Office of Auditor of the Land Revenue of the Crown, the said Leases, Conveyances, Deeds, and other Instruments shall be enrolled in the Office of the Commissioners for auditing the Public Accounts; and until the Determination of the said remaining Office of Auditor, the usual Fee shall be paid for such Enrolment; and after the Determination of the said Office, such Fees shall be paid for such Enrolment as the Lord High Treasurer or the Commissioners of His Majesty's Treasury shall from Time to Time appoint, not exceeding such Fees as have been used and accustomed to be taken; and the Fees on the Enrolment of any Lease, Conveyance, Deed, or other Instrument by which any Part or Parts of the Possessions and Land Revenues of the Crown shall be demised, granted, sold, or given in Exchange, shall be paid by the Lessees, Purchasers, or Grantees, and in other Cases by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues; and a Minute or Docket of every such Lease, Grant, Deed, or other Instrument shall be entered and preserved by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues in their Office.

Auditors to enrol Deeds in due Order of Time, and certify the same.

LXIV. And be it further enacted, That the said Auditors and Acting Auditor shall and they are hereby required to enrol every Deed and Instrument which are hereby directed to be enrolled in their respective Offices in Order of Time as the same shall respectively be

be brought to their Offices for that Purpose, and certify under their Hands, or under the Hand or Hands of their Deputy or Deputies for the Time being, upon the said Deeds or Instruments respectively, when enrolled, the Fact of their having been so enrolled.

Exception as to Enrolment of Conveyances on Sales under 100*l.*

LXV. Provided always, and be it further enacted, That in Cases of Sales where the Purchase Money shall not amount to the Sum of One hundred Pounds, it shall not be necessary to enrol the Conveyances by which such Sales shall be carried into effect; but the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall Once in every Year transmit to the Office in which the Conveyance if the Purchase Money had amounted to One hundred Pounds would have been to be enrolled, under the Provisions herein-before contained, a Statement of the Part or Parts of the said Possessions and Land Revenues of the Crown which shall have been so sold, and of the Sum for which the same shall have been sold, and the Names of the respective Purchasers, and such Statement shall be enrolled in the Books of such Office.

Deeds, &c. so enrolled in England or Wales not to require any Enrolment in Courts of Law, &c.

LXVI. And be it further enacted, That every Conveyance, Deed, or Instrument whereby any Estate, Manor, Lordship, Messuages, Lands, Tenements, or Hereditaments in *England* or *Wales*, or any Term of Years or Interest therein, shall be conveyed or assigned to His Majesty, His Heirs or Successors, or to a Trustee or Trustees for His Majesty, His Heirs or Successors, under the Authority of this Act, shall, when so enrolled as herein-before directed, without any Enrolment or Acknowledgment thereof in any Court or Courts of Law or Equity, or any Registry thereof, be as good and available, and of the like Force and Effect, in all respects and to all Intents and Purposes, as if the same had been or was enrolled in any of His Majesty's Courts at *Westminster*, or as if a Memorial had been entered or registered in the Office appointed for registering Deeds and other Conveyances of Lands and Tenements in the County or Counties in which the same Estates or any of them are situate; any Act, Law, Practice, or Usage to the contrary in anywise notwithstanding.

Certificates of Enrolment of Deeds, &c. shall be received in Evidence.

LXVII. And be it further enacted, That where any Deed, Certificate, Receipt, or other Instrument, which shall appear to have been made, given, or executed under the Authority of this Act, or of any Act heretofore passed relating to the Possessions and Land Revenues of the Crown, shall have written thereon a Memorandum of its having been enrolled in the Office of the Auditor or Auditors or Acting Auditor or Auditors of His Majesty's Land Revenues for the District within which the Hereditaments to which the same shall relate shall be situate, or of the Commissioners for auditing Public Accounts, and such Memorandum shall purport to be signed by the said Auditor or Auditors, or Acting or Deputy Auditor or Auditors, or One of them, or the said Commissioners or One of them, or their Deputy, such Memorandum shall, in the Absence of Evidence to the contrary, be sufficient Proof of the Deed, Certificate, Receipt, or other Instrument having been duly made, granted, given, or executed by the Party or Parties by whom the same shall purport to have been signed

signed or executed, and of its having been duly enrolled, as stated in such Memorandum, and of the Provisions of the Act, under which the same shall appear to have been made, granted, given, or executed, having been duly complied with; and such Memorandum shall be receivable in Evidence, without Proof of the Handwriting of the Signature thereto.

Commissioners may authorize the making nunc pro tunc Enrolments of Deeds.

LXVIII. And be it further enacted, That in all Cases where the Enrolment of any Deed or other Instrument, or Minute or Docket, before the Auditor or Acting Auditor of the Land Revenue, or in the Office of the Commissioners for auditing Public Accounts, or the Entry of any Deed or other Instrument in the Office of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, has been or shall be omitted or delayed beyond the Period provided for the Enrolment and Entry thereof respectively, it shall be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues, for any reasonable Cause to them shewn for the Omission or Delay, and they are hereby authorized and empowered to permit the making of any such Enrolment or Entry *nunc pro tunc*, and the same respectively, when made under such Authority, shall be as valid and effectual as if made within the Period limited for that Purpose.

Enrolment of Sales of Copyholds for the Purpose of Enfranchisement, and of Manorial Rights belonging to the Crown.

LXIX. Provided always, and be it further enacted, That whenever, under the Powers of Sale herein-before given, the Freehold of any Copyhold or Customary Tenement Parcel of or holden of any Manor belonging to the Crown shall be sold by the Commissioners of His Majesty's Woods, Forests, and Land Revenues, for the Purpose of enfranchising such Copyhold or Customary Tenement, or any Manorial Rights Parcel of any Manor belonging to the Crown shall be sold by the said Commissioners, the Deed or Instrument by which such Sale shall be effected shall not only be enrolled in the Court Rolls of the Manor of or to which such Copyhold or Customary Tenement or such Manorial Rights shall have been Parcel or Appurtenant, by the Steward of such Manor, or his lawful Deputy, who is hereby required forthwith to enrol such Deed or Instrument, upon the Production thereof to him; and such Steward or Deputy Stewards, having enrolled the said Certificate and Receipt, or other Instrument as aforesaid, shall attest the same under his Hand, and return the same to the Purchaser or Purchasers.

Duplicates of Conveyances, &c. of Lands, &c. in Ireland, to be transmitted to the Record Office in Ireland.

LXX. And be it further enacted, That the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall cause Duplicates of all Conveyances, Deeds, or Instruments whereby any Estates, Manors, or Lordships, Messuages, Lands, Tenements, or Hereditaments in *Ireland*, which shall be hereafter purchased or taken in Exchange by them for or on behalf of His Majesty, His Heirs or Successors, under the Authority of this Act, shall be conveyed to His Majesty, His Heirs or Successors, or to any Person or Persons in Trust for Him or Them, and of all Leases to be made or granted by the said Commissioners under the Authority of this Act, of any Messuages, Lands, or other Hereditaments in *Ireland*, and of all Grants, Deeds, or other Instruments by which any Part of the Possessions or Land Revenues of the Crown in *Ireland* shall be

granted, sold, or exchanged, under the Powers of this Act, to be transmitted to the Office of Record in *Ireland* in which the original Rentals or Rent Rolls of the King's Rents shall be preserved; and every such Duplicate shall be there preserved, and shall be and remain of Record among the other Records and Muniments preserved in such Office.

Such Duplicates, or attested Copies thereof, shall be Evidence of Title.

LXXI. And be it further enacted, That not only the original Conveyance, Lease, Grant, Deed, or other Instrument by which any Manors, Lordships, Messuages, Lands, or Hereditaments in *Ireland* shall be demised, granted, sold, or exchanged under the Provisions of this Act, but also the Duplicate thereof to be so transmitted as aforesaid, or a Copy of such Duplicate, attested by the Officer for the Time being in whose Custody the same shall remain, and which Copies the said Officer is hereby authorized and required to grant to any Person applying for the same, on Payment of a Fee of One Shilling for every such Copy, and if the same shall consist of more than Seventy-two Words, then of a further Fee of One Shilling for every Seventy-two Words over the first Seventy-two Words, shall be admitted in all Courts of Law and Equity as Evidence of the Title of the Purchasers, Grantees, Lessees, and all Persons claiming under them, to the Messuages, Lands, or other Hereditaments to which such Leases, Grants, Deeds, or other Instruments shall respectively relate.

Deeds, &c. in Ireland not to require Enrolment in Courts of Law, &c. or any Registry.

LXXII. And be it further enacted, That every Conveyance, Deed, or Instrument, whereby any Manor, Lordship, Messuage, Lands, Tenements, or Hereditaments in *Ireland*, or any Term of Years or Interest therein, shall be conveyed or assigned to His Majesty, His Heirs or Successors, or to a Trustee or Trustees for His Majesty, His Heirs or Successors, under the Authority of this Act, and every Lease to be made or granted by the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, under the Authority of this Act, of any Manors, Messuages, Lands, or other Hereditaments in *Ireland*, and every Grant, Conveyance, Deed, or other Instrument which shall be made or executed under the Authority of this Act, of or relating to any Part or Parts of the said Possessions and Land Revenues of the Crown in *Ireland*, shall, without any Enrolment thereof in any Court or Courts of Law or Equity, or any Registry thereof, be as good and available, and of the like Force and Effect in all respects and to all Intents and Purposes as if the same had been or was enrolled in any of His Majesty's Courts in *Dublin*, or as if a Memorial had been entered or registered in the Office appointed for registering Deeds and other Conveyances of Lands and Tenements in *Ireland*, under an Act passed in the Parliament of *Ireland* in the Reign of Her late Majesty Queen *Anne*; the said Act, or any other Act, Law, Practice, or Usage, to the contrary in anywise notwithstanding.

Lessees, Purchasers, &c, not bound to see that the Provisions of

LXXIII. And for the Protection of all Persons, and Bodies Politic, Corporate, and Collegiate, to or with whom Leases, Sales, Exchanges, or Grants may be made under the Authority or supposed Authority of this Act, and of all Parties claiming under them, be it further

enacted, That no Person, or Body Politic, Corporate, or Collegiate, claiming under any Deed or Instrument by which any Lease, Sale, or Exchange or Grant shall be made or purport to be made by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, under the Authority of this Act, and shall be duly enrolled under the Provisions herein-before contained, shall be bound to enquire whether the said Commissioners shall have been duly authorized by the Lord High Treasurer or the Commissioners of His Majesty's Treasury to make the same or not, or whether the Survey herein-before directed to be made shall have been actually made or not, or whether, in Cases of Sales, Exchanges, or Leases in *Ireland*, a Duplicate of the Conveyance, Deed, or Instrument by which such Sale, Exchange, or Lease shall have been made or effected shall have been duly transmitted to *Ireland*, pursuant to the Provisions of this Act, or whether the Provisions of this Act in other respects shall have been duly complied with or not, or whether such Lease, Sale, Exchange, or Grant shall have been in fact authorized by this Act or not, or whether it shall or not have been within the Provisions and within the true Intent and Meaning of this Act; but every Deed or Instrument by which any Lease, Sale, Exchange, or Grant shall purport to be made under the Authority of this Act shall, after the same shall have been duly enrolled, pursuant to the Provisions herein-before contained, be good, valid, and effectual, as against His Majesty, His Heirs or Successors, for the Purposes for which the same shall have been executed.

the Act have been complied with;

LXXIV. And to prevent any Question as to the Liability of Purchasers and other Persons paying Money under the Authority of this Act, be it further enacted, That no Person, or Body Politic, Corporate, or Collegiate, paying any Sum of Money under the Authority of this Act, or in pursuance of any Provision herein contained, shall be bound to see to the Application or be answerable for the Misapplication or Nonapplication of the Money so paid by him, her, or them.

nor to be answerable for Application of Purchase Money.

LXXV. Provided also, and be it further enacted, That this Act, or any thing herein contained or to be done in pursuance thereof, shall not extend or be construed to take away, abridge, or diminish any of the Fees, Perquisites, or Allowances which the aforesaid Auditors of His Majesty's Land Revenues, whose Offices have not yet determined, are lawfully or by ancient Usage entitled to take, receive, or be allowed for the Execution of any of the Duties of their respective Offices.

Auditors Fees not to be abridged.

LXXVI. Provided also, and be it further enacted, That the Repeal of the said Act of the Fiftieth Year of the Reign of His late Majesty King *George* the Third, hereby repealed, shall not operate or extend to revive any Salaries, Wages, Fees, or Perquisites thereby abolished; and that the Fees now paid to the Commissioners of His Majesty's Woods, Forests, and Land Revenues, upon the Assignment of Leases, and upon Searches for such Copies of Leases, Grants, or other Documents, shall continue to be paid to them and their Successors, and shall be accounted for and applied in the same Manner

Fees on Searches, &c. to be paid to Commissioners, and accounted for.

Manner as other Monies arising from the annual Income of the Possessions of Land Revenues of the Crown to which this Act relates.

Conveyances, &c. to be free from Stamp Duty.

LXXVII. And be it further enacted, That no Memorandum, Contract, or Agreement to be made or entered into by or with the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, under the Powers and Provisions of this Act, for the Sale, Purchase, or Exchange of any Estates, Manors, Lordships, Messuages, Lands, Tenements, Rents, or Hereditaments, or any Term or Interest therein, by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues; nor any Deed, Receipt, or other Instrument which shall be given, granted, entered into, executed, or made for the Purpose of carrying into effect any Sale, Purchase, or Exchange to be made by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Powers and Authorities of this Act, or which shall be incidental to or connected with any such Purchase, Sale, or Exchange; nor any Grant by the said Commissioners under the Authority of this Act; nor any Lease, or Contract or Agreement for any Lease or Leases, nor any Counterpart of any Lease, to be entered into, made, executed, or granted under the Powers and Authorities of this Act; nor any Appointment of Officers to be made by the said Commissioners under the Authority hereof; nor any Certificate for any Gamekeeper appointed or to be appointed under the Authority of this Act; nor any Bond to be given by or for any Receiver, as herein-after mentioned, or by or for any other Officer or Agent, from or for whom Security may be required by the said Commissioners, shall be subject or liable to any *ad valorem* or other Stamp Duty whatsoever imposed by any Act or Acts now in force, nor to any *ad valorem* or other Stamp Duty to be imposed by any future Act or Acts, unless the same be specially subjected thereto in and by such future Act or Acts.

No Auction Duty on Sales.

LXXVIII. And be it further enacted, That no Auction Duty shall be payable in respect of any Sale by Auction by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, of any Part or Parts of the Possessions or Land Revenues of the Crown, under the Powers and Authorities of this Act, or of any Building Materials, or any other Goods, Chattels, or Effects, on behalf of the Crown; but every such Sale, and the Lands and Hereditaments or other Property or Effects so sold, and the Auctioneer or Auctioneers, so far as respects any such Sale, shall be wholly exempt from all Rates or Duties imposed on Sales by Auction by any Act or Acts now in force, and from all Rates and Duties to be imposed by any future Act or Acts, unless the same shall be specially subjected thereto by such future Act or Acts.

Passing of this Act not to vacate the Appointments of Receivers under former Acts,

LXXIX. And be it further enacted, That the passing of this Act shall not vacate the Appointment of any Receiver of the Issues, Revenues, and Profits of any of His Majesty's Woods, Forests, and Land Revenues to which this Act relates, who may have been appointed under the Authority of any Act hereby repealed, or to vacate, render void or voidable, any Security given by or for such Receiver; but

but every such Receiver who shall be in Office at the Time of the passing of this Act shall continue in Office until his Death or Resignation, or until he shall be removed by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or until his Appointment shall cease under the Provisions hereinafter contained; and any Security given for the good Conduct of such Receiver shall stand and remain as a Security for the due Discharge and Performance by him of the Duties hereby imposed upon him.

or the Securities given by them.

LXXX. And be it further enacted, That every Person who shall be appointed a Receiver of the Issue, Revenues, and Profits of the Possessions and Land Revenues of the Crown to which this Act relates, for any County, Hundred, District, or Division in *England* or *Wales*, (except in *London* or *Middlesex*,) shall be by Profession a Surveyor of Lands or Land Steward, and accustomed to act as such, or otherwise skilled in the Management and Cultivation of Lands, and competent to the Superintendence thereof; and every Receiver already appointed or to be appointed under this Act shall be resident within the County, Hundred, Division, or District, or One of the Counties, Hundreds, Divisions, or Districts, if his Appointment doth or shall extend to more than One, in or for which he has been or shall be so appointed to act as Receiver, and not elsewhere, unless the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall think it expedient to dispense with such Residence; and in case any Receiver to be appointed as aforesaid, or any Receiver already appointed as aforesaid, for any County, Hundred, District, or Division in *England* or *Wales*, shall cease to reside as aforesaid in any Parts of the County, Hundred, District, or Division, or of any One of the Counties, Hundreds, Districts, or Divisions, in or for which he has been or shall have been so appointed to act as Receiver as aforesaid, without such Dispensation as aforesaid, his Appointment as such Receiver shall immediately thereupon cease, determine, and be void, but without Prejudice to any Party by whom any Money may have been paid to him *bonâ fide*, and without actual Knowledge of his Appointment having so ceased.

Receivers in England to be Land Surveyors, and resident within the Districts for which they are appointed.

LXXXI. And be it further enacted, That all Receivers appointed and to be appointed of the Issues, Rents, and Profits of any of His Majesty's Woods, Forests, and Land Revenues to which this Act relates, shall from Time to Time, and at such Times as they shall respectively be required so to do by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, render Accounts to the said last-mentioned Commissioners of all Monies received by them respectively, and of all other Acts, Matters, and Things done by them respectively, on account of or in relation to the said Possessions and Land Revenues of the Crown; and the said Accounts shall be tried and examined by the said last-mentioned Commissioners, and shall from Time to Time be incorporated with and form Part of the Accounts of such Commissioners to be from Time to Time audited and passed in the Manner herein-before directed; and when the Accounts of the said Receiver, incorporated as aforesaid, shall have been so audited and passed, the Receipts of

Receivers to account to Commissioners of His Majesty's Woods, Forests, and Land Revenues.

the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, for the Balance of such Accounts, shall be good and effectual Discharges to the said Receivers respectively.

Commissioners to take Verifications or Examinations upon Oath.

LXXXII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or any One of them, and they are hereby respectively authorized, to receive a Verification and take an Examination upon Oath touching and concerning any Account, Survey, Estimate, Report, or other Matter or Thing relating to the said Possessions and Land Revenues of the Crown to which this Act relates, or to direct such Verification to be made before any Justice of the Peace or Magistrate.

Penalty on Receivers taking false Oaths.

LXXXIII. And be it further enacted, That if any Receiver, Deputy, or Accountant, or other Person, shall in such Verification or Examination upon Oath as aforesaid be guilty of wilful and corrupt Perjury, or shall wilfully false-swear himself in regard to any of the Matters aforesaid, such Person so offending shall be liable to be punished in such Manner as is provided by the Laws and Statutes now in force for the Punishment of wilful and corrupt Perjury.

Receivers to transmit all Sums received monthly.

LXXXIV. And be it further enacted, That every Receiver appointed or to be appointed as aforesaid shall at the End of every Month (unless otherwise directed by the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues,) transmit all Sums received by him during the Month to the said Commissioners; and every such Receiver who shall at any Time have received or got into his Hands any Sum of Money belonging to the Crown exceeding the Sum of Five hundred Pounds, shall, unless he shall have previously received Instructions to the contrary from the Commissioners for the Time being of His Majesty's Woods, Forests, and Lands Revenues, forthwith transmit the same to the said Commissioners; and in case any Receiver shall have so got into his Hands any Sum exceeding the Sum of Five hundred Pounds, and shall not forthwith transmit the same to the said Commissioners, or apply or dispose of the same in such other Manner as he shall have been directed to do by the said Commissioners, shall be charged and chargeable with Interest for every such Sum after such Rate, not exceeding the Rate of Ten Pounds for every One hundred Pounds by the Year, as the said Commissioners for the Time being shall in that Behalf appoint, from the Day or Time, Days or Times, at which it shall have been so received, until it shall be transmitted by him to the said Commissioners, or paid over by him in the Manner by them directed.

Receivers keeping Monies in hand, to be charged with Interest.

Receivers to give Security.

LXXXV. And be it further enacted, That every Person so to be appointed a Receiver as aforesaid shall, before he shall exercise or execute the said Office, or in anywise intermeddle in the Exercise or Execution thereof, enter into such Bond or Obligation, in such Penalty, and with such Sureties, as the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall direct or require, for the faithfully answering and accounting for the

Rents, Issues, and Profits to be by him received by virtue of such his Appointment, and for the doing, executing, and performing all such Services and Duties as are hereby required, or shall by the said Commissioners for the Time being be from Time to Time directed or required to be done or performed in relation to such Office as aforesaid; and every such Bond shall have the Effect of a Statute Staple to His Majesty, His Heirs or Successors, for the answering and Payment of all and every Sum or Sums to become payable by virtue thereof; and every Bond so given by any Receiver shall, as soon as conveniently may be after the Execution thereof, be enrolled in the Office of the Auditor of His Majesty's Land Revenues; and every such Bond shall be deposited and kept in the Office of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues.

Receivers of Quit Rents in Ireland to give Receipts stating the Particulars.

LXXXVI. And in lieu of Provisions to a similar Effect contained in the said recited Act of the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act for the Management and Improvement of the Land Revenues of the Crown in* Ireland, *and for other Purposes relating thereto*, be it further enacted, That every Receiver appointed or to be appointed as aforesaid in *Ireland*, shall, upon Payment of any Quit Rent, Crown Rent, Composition or other Rent due and payable to the Crown in *Ireland*, or of any Part thereof, give to the Person paying the same a full and clear Receipt or Acquittance for what he shall receive, under his Hand, wherein he shall state the Sum so by him received, and for what Rent, and for what Land or Hereditaments, and on what Account the same shall be paid to him, and shall and may demand and receive from the Persons from whom he shall receive any such Quit Rent, Crown Rent, Composition or other Rent, the respective Fees hereinafter mentioned, and no more or other Fee; (that is to say,) for every Acquittance they shall give for every Sum not exceeding Twenty Shillings the Sum of Sixpence, and no more; for every Sum above Twenty Shillings and not exceeding Five Pounds, the Sum of One Shilling and no more; for every Sum above Five Pounds and not exceeding Fifteen Pounds, the Sum of One Shilling and Sixpence and no more; and for every Sum above Fifteen Pounds, the Sum of Two Shillings and no more; and where any such Acquittance shall be for Half a Year's Rent only, a Fee shall be paid equal to only Half the Fee which would have been payable for the whole Year's Rent.

Fees to be taken for such Receipt.

Distinct Fees may be taken for several Rents included in One Acquittance.

LXXXVII. Provided nevertheless, and be it further enacted, That where One Person shall stand chargeable in respect of different Lands or Hereditaments held by him with the Payment of several and distinct Sums, or where more than One Year's Rent shall be paid at the same Time, and One Acquittance only shall be given for what shall be so paid, the said Receivers may demand and receive a distinct Fee, according to the Rate aforesaid, for each of the Rents, and for each Year or Half Year's Rent, which shall be so paid, and which shall be included in such Acquittance.

Receivers in Ireland to enter their

LXXXVIII. And for preventing any Prejudice to the Person paying any such Crown, Quit Rent, or Composition Rent, by the Loss of any Acquittance

Receipts in a Book (which the Parties may sign), and return the same to the Record Office.

Acquittance to be given pursuant to this Act, be it further enacted, That every such Receiver in *Ireland* as aforesaid shall every Year prepare a Book wherein he shall enter all the Receipts or Acquittances by him given for all the aforesaid Rents, under his Hand, and in the Presence of the Parties paying the same respectively, which Receipts the said Parties, or any other on their Behalf, may set their Names to, for every which Entry the said Receivers shall and may demand and receive Two-pence (over and above the Fees aforesaid); and the said Receivers respectively shall yearly return the said Books, under their Hands and on their Oaths, into the Office of Public Records in *Ireland* wherein the Two-penny Books of the Collection of Crown Rents heretofore returned pursuant to the Provisions in that Behalf of an Act passed in the Parliament of *Ireland* in the Ninth Year of the Reign of His late Majesty King *William* the Third, intituled *An Act for making the Collector's Receipts for Quit Rent, Crown Rent, and other Rents due to the Crown, full and legal Discharges for the same, and for limiting their Fees thereon,* are or shall be deposited, and the same shall there remain and be kept, not only as a Charge on such Receivers respectively, but also as a Discharge to the Subject for all Sums thereby appearing to be paid as aforesaid.

Collectors of Excise to continue to receive Rents in Ireland until Receivers shall be appointed under the Powers of this Act.

LXXXIX. And whereas the Rents due to the Crown in *Ireland* have hitherto been received by the Collectors of Excise, and it will be most convenient that the same should continue to be collected and received by them, until Receivers thereof shall be duly appointed under the Provisions hereinafter contained; be it therefore further enacted, That until Receivers of the Rents, Issues, Revenues, and Profits of His Majesty's Honours, Castles, Lordships, Towns, Manors, Lands, Rents, Services, and other Hereditaments and Possessions in *Ireland,* shall have been duly appointed under the Provisions of this Act, it shall be lawful for the several Collectors of Excise for the Time being in the Districts in which any such Honours, Castles, Lordships, Towns, Manors, Lands, Tenements, Rents, Services, and other Hereditaments or Possessions shall be situated, or in which such Rents, Issues, Revenues, and Profits shall be respectively payable, to continue to receive the said Rents, Issues, Revenues, and Profits; and such Collectors shall have all the Powers and Authorities hereby given to the Receivers to be appointed under this Act, and shall exercise and perform all the Offices and Duties which the said Receivers are hereby authorized and required to exercise and perform, and shall be subject to the same Provisions and Penalties in every respect as the said Receivers are hereby subjected to, except so far as the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall otherwise specially direct, by any Writing under their Hands; and such Collectors shall be entitled to demand and receive the several Fees which the Receivers to be appointed under this Act are herein-before authorized to receive.

Receivers empowered to distrain for Rent.

XC. And be it further enacted, That it shall be lawful for every Person who hath been or shall be so appointed a Receiver of the Issues, Revenues, and Profits of the Possessions and Land Revenues of

of the Crown to which this Act relates, and he is hereby authorized and empowered, by virtue of such his Appointment, alone and without any further Order, Warrant, or Authority whatsoever, by himself or any Person whom he shall for that Purpose depute, to make any Distress or Distresses for any Rent or Rents which shall be due, in arrear, or unpaid, from any Lessee or Lessees, Occupier or Occupiers, Tenant or Tenants of any of the Estates or Possessions which shall be in the Collection, Receipt, or Management of such Receiver, or from any Person or Persons liable to the Payment of any Quit Rent or other Rent within the Collection, Receipt, or Management of such Receiver, and the Goods, Chattels and Effects so distrained to impound, sell, and dispose of; and all Sheriffs, Mayors, Justices, Bailiffs, Constables, Headboroughs, and other Officers and Ministers of Justice, are hereby directed and required to be aiding and assisting such Receiver or his Substitute in the making such Distress or Distresses, and the impounding, selling, and disposing of the Goods, Chattels, or Effects so to be taken or distrained, or in all other Matters relating thereto, or to the Execution of the said Office, as Occasion shall require: Provided always, that every such Receiver shall and he is hereby required, in making or causing to be made any such Distress, and in relation to any Question or Questions at Law or otherwise which may arise thereupon, to obey and conform to all such Orders and Regulations as shall be given him in that Behalf by the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues.

Crown Lessees and Tenants in arrear to pay Interest.

XCI. And be it further enacted, That if any Lessee or Lessees, Occupier or Occupiers, Tenant or Tenants of any Part of the Possessions or Land Revenues of the Crown to which this Act relates, the annual Rent whereof payable to the Crown shall exceed the Sum of Fifty Pounds, shall be in arrear for, or hold in his, her, or their Hands or Custody, any Rent or Rents, or Mesne Profits or other Profits or Produce due or belonging to the Crown, arising from any Part of such Possessions or Land Revenues, for the Space of Three Calendar Months after he, she, or they shall have been applied to, either personally or by Letter from the Receiver authorized and empowered to receive the same, for the Payment thereof, without paying over the same to such Receiver, then and in such Case every such Person liable to the Payment of and who ought to have paid the same shall be charged and chargeable with Interest for such Arrear, to be calculated after the Rate of Five Pounds for every One hundred Pounds by the Year, upon the Sum or respective Sums so in arrear, from the Day or Time or respective Days or Times upon or at which the same became due, up to the Day or Time upon or at which the same shall be actually paid; and that such Interest shall and may be added to the Rent or Mesne Profits or other Profits or Produce so in arrear as aforesaid, and shall be recovered and received by the same Ways and Means as Rents are by this Act made recoverable, together with all Costs and Expences to be sustained or incurred in or about the Recovery thereof.

Commissioners empowered to

XCII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests,

give Notices, make Claims, and authorize Entries, &c.

Forests, and Land Revenues, and they are hereby authorized and empowered, to give any Notice, make any Claim or Demand, and to depute or authorize any Person or Persons to make an Entry, which shall be requisite or expedient to be given or made, by or on behalf of His Majesty, His Heirs or Successors, with a view either to compel any Tenant, Lessee, or Occupier of any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates to quit or deliver up the Possession thereof, or to compel the Performance of any Covenant, Contract, or Engagement in relation thereto, or to recover Possession on Nonperformance of any Covenant, Contract, or Agreement, or to compel the Payment of any Sum of Money which ought to be paid in respect thereof, and to give any other Notice, make any other Claim or Demand, and depute any Person or Persons to make any other Entry, which shall or may be requisite or expedient to be given or made, by or for or on the Behalf of His Majesty, His Heirs or Successors, touching any of the said Possessions or Land Revenues; and that every such Notice, Claim, or Demand which shall be given or made in Writing under the Hands of the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or any Two of them, for any of the Purposes aforesaid, and every Entry which shall be made by any Person or Persons deputed or authorized by the said Commissioners to make the same, on behalf of His Majesty, His Heirs or Successors, into or upon any of the said Estates or Possessions, shall be good, valid, and effectual to all Intents and Purposes whatsoever, and shall have such and the like Force and Effect as if the same were respectively given or made by His Majesty, His Heirs or Successors; and all such Notices, Claims, Demands, or Entries shall respectively be deemed, construed, and taken to have been given and made by or on behalf of His Majesty, His Heirs or Successors, any Law, Custom, or Usage to the contrary in anywise notwithstanding.

Power to Commissioners to compound for Rent, &c.

XCIII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, with the Consent and Approbation of the said Lord High Treasurer or the Commissioners for the Time being of His Majesty's Treasury, in any Case where it shall seem to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues expedient so to do, to make any Composition or Agreement with any Person or Persons for any Arrears of Rent or Rents which may be due or owing to His Majesty, His Heirs or Successors, in respect of any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates; and from and after the Payment of any Sum or Sums of Money so agreed upon, His Majesty, His Heirs and Successors, shall be barred from suing for or in any Manner recovering any such Arrears of Rent so compounded for as aforesaid, any Act, Law, or Usage to the contrary notwithstanding.

Disputes respecting Boundaries, &c. to be settled by Arbitration.

XCIV. And be it further enacted, That in case any Dispute, Doubt, or Difference shall at any Time hereafter arise between the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and any other Person or Persons whomsoever, touching

touching or concerning the Boundaries, Extent, or Amount of any of the Lands, Tenements, Possessions, Rents, or Land Revenues of the Crown to which this Act relates, or any Right of Common, Right of Way, or other Right or Easement whatsoever claimed or to be claimed in respect of or as appurtenant to, or in, over, upon, or out of, the same Lands, Tenements, Possessions, Rents, and Land Revenues, or any of them respectively, or otherwise howsoever in respect of or in relation thereto, then and in every such Case, and so often as the same shall happen, it shall and may be lawful to and for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, by and with the Consent and Approbation of the said Lord High Treasurer or the Commissioners for the Time being of His Majesty's Treasury, to join and concur with the Person or Persons with whom any such Dispute, Doubt, or Difference shall arise as aforesaid, in referring the same to the Arbitration, or Arbitration and Umpirage, of such One or more Person or Persons, and upon such Terms and in such Manner, in all respects, as they the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, by and with such Consent as aforesaid, shall think fit; and for that Purpose to make, sign, seal, and enter into such Agreement or other Contract for Reference, for and on behalf of His said Majesty, as may be deemed advisable, and to perform the Award to be made in pursuance of any such Reference: Provided always, that every such Submission to Arbitration, or the Agreement or other Contract for the same, and the Award to be made in pursuance thereof, or a Duplicate of the same respectively, shall, within Three Calendar Months from the Date of each such Award, be enrolled in the Office of His Majesty's Auditor or Acting Auditor or Auditors of the Land Revenues for the Time being in *England* and *Wales*, or in the before-mentioned Office of Record in *Ireland*, as the Case may be, and when so enrolled shall be binding and conclusive on His said Majesty, His Heirs and Successors, and other the Party or Parties to each such Reference respectively, his, her, or their Heirs, Executors, Administrators, and Assigns; and that such Enrolment shall at all Times be good and sufficient Evidence of such Submission, Agreement, or other Contract and Award respectively, and of the making, signing, sealing, or executing of the same, and of the Contents thereof respectively, and be received as such Evidence in all Courts of Law and Equity whatsoever.

On Abolition of the Offices of Chief Justices in Eyre the Powers thereof to vest in First Commissioner.

XCV. And whereas by the said recited Act of the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to abolish the Offices of the Wardens, Chief Justice, and Justices in Eyre North and South of* Trent, it was enacted, that upon the Termination of the then existing Interests in the respective Offices of Wardens, Chief Justice, and Justices in Eyre of His Majesty's Forests, Chases, Parks, and Warrens North and South of *Trent* respectively, the same should be abolished; be it further enacted, That from and after such Abolition all the respective Powers and Authorities belonging to the said Offices respectively shall, upon the ceasing of such Offices respectively, become vested in the First Commissioner for the Time being of His Majesty's Woods, Forests, and Land Revenues, without any special or other Appointment for that Purpose;

Purpose; and every such First Commissioner for the Time being shall and he is hereby empowered and required to perform all the Duties belonging to the said Offices respectively; but such First Commissioner shall not have, take, or receive any Salary, Fee, or Emolument whatsoever in respect thereof.

Power to make Compensation to Parties relinquishing old Encroachments on the RoyalForests.

XCVI. And whereas many Purprestures, Encroachments, and Trespasses have been made and continued upon the Soil of His Majesty within the Boundaries of some of the Royal Forests, which have been used and occupied by the Person or Persons in possession thereof, or others under whom they claim, without any effectual Interruption by or on the Part of His Majesty: And whereas in some Cases it will be expedient to permit such Persons to continue in possession under certain Regulations, and in others to make Compensations for the Surrender of such Possessions; be it therefore enacted, That in all Cases of Purprestures or Encroachments in any of the Royal Forests, which Purprestures or Encroachments shall appear to have been enclosed or used and occupied by the Person or Persons then in possession thereof, or by any Person or Persons under whom the same are respectively claimed to be held, without any effectual Interruption by or on the Part of His Majesty for any Period not less than Ten Years, it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues to make Satisfaction or Compensation in Money, in consideration of the Removal, Abatement, or Resumption of any such Encroachment or Purprestures, or to grant to the Person or Persons in possession of such Encroachment or Purprestures a Lease for any Term not exceeding Three Lives or Thirty-one Years, either of such Encroachment or Purprestures, or any other Part or Parts of the Forest in lieu thereof, as to the said Commissioners shall under the Circumstances of the Case appear reasonable and proper; provided that there shall be reserved in every such Lease such annual Rent or Rents to be paid to His Majesty, His Heirs and Successors, as under all the Circumstances of the Case shall by the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues be deemed reasonable and proper.

Power to grant Leases of Forests for making Railways.

XCVII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues to grant any Lease, for any Term not exceeding Thirty-one Years, of any Part of the Royal Forests, for the Purpose of making any Railway, Tramroad, or Inclined Plane, or for erecting any Steam Engine or other Works or Machinery, with a Licence in such Lease to make or erect the same, and to raise, get, and carry away any Stone, Slate, Coal, Ore, or Marl in any of the Royal Forests, under such Modifications and Restrictions, for such yearly Rent, and upon such Terms and Conditions, as to the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues may seem expedient: Provided always, that no such Lease or Licence for the Purpose of making such Railway, Tramroad, or Inclined Plane, or of erecting such Steam Engine or other Works or Machinery, shall be granted in any Case where the Use of the same would interfere with or in any way abridge or prove inconsistent

with the Exercise of the Rights vested in either of the Companies established by Two Acts passed in the Forty-ninth Year of the Reign of His late Majesty King *George* the Third, the one intituled *An Act for making and maintaining a Railway or Tramroad from the Summit of the Hill above* Churchway Engine, *in the Forest of* Dean *in the County of* Gloucester, *to a certain Place in the said Forest called* Cinderford Bridge; the other intituled *An Act for making and maintaining a Railway from the River* Wye, *at or near to a Place called* Lidbrook, *in the Parish of* Ruardean *in the County of* Gloucester, *to or near to a Place called* Lower Forge, *below* Newern, *in the Parish of* Lydney *in the said County, and for making other Railways therein mentioned, in the Forest of* Dean *in the County of* Gloucester, without the previous Consent and Concurrence of the Companies incorporated under the said Acts.

49 G. 3. c. clviii.

49 G. 3. c. clix.

Comissioners may contract for the Sale or Exchange of Lands not suited for Timber in the Forests where intermixed with the Lands of others.

XCVIII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby authorized and empowered, from Time to Time to contract and agree with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, for the Sale or Exchange of, and absolutely to dispose of, either by way of Sale for such Sum or Sums of Money as to them shall appear a sufficient Consideration for the same, or by way of Exchange for any other Lands or Hereditaments, with or without giving or receiving any Sum of Money for Equality of Exchange, any Part or Parts of the said Possessions and Land Revenues of the Crown to which this Act relates, which shall consist of any Parcels of Land in any of the Royal Forests which are or may be wholly or in part surrounded by, intermixed with, or contiguous to other Lands not the Property of the Crown, and which Parcels of Land shall not be suited for the Growth of Timber, or any Waste or other Lands in any of the Royal Forests which shall not exceed in Value in any One Instance the Sum of One thousand Pounds, or of any Rights or Interests which His Majesty now hath, or which He, His Heirs or Successors, may have, over Parcels of Land in any of the Royal Forests, the Property of any of His Majesty's Subjects, and which Rights and Interests shall be considered as of little Value to the Crown, or of any Rights of Forest, Free Chase, and Free Warren in or belonging to any of the Royal Forests, extending over the Lands of any of His Majesty's Subjects, independent of and not being appurtenant to any existing Manor or Lordship; and every such Sale and Exchange shall be carried into effect in such and the like Manner as is herein-before directed with respect to other Parts of the Land Revenues of the Crown to which this Act relates.

Forms of Leases of Parts of the Forests.

XCIX. And be it further enacted, That all Leases which shall be granted by the Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Authority of this Act, of any Part of the Royal Forests, may be either according to the Form for that Purpose set forth in the Schedule to this Act annexed, or in any other Form which to the said Commissioners may seem more expedient.

Unlawful Inclosures, &c. to be inquired of by the Verderers, and the Persons making the same fined.

C. And whereas the Number of unlawful Inclosures, Purprestures, Encroachments, and Trespasses in the Royal Forests has of late Years been much increased, and the Fences of many of such Encroachments, and the Houses and Buildings erected thereon, though at different Times abated and thrown down by the Keepers or other Officers of the said Forests, have again been reinstated by the Trespassers who originally made them, or by others subsequently occupying or claiming the same: And whereas it is expedient that more effectual Provision should be made for the Prevention of such Offences, and for the Punishment of the Offenders in future; be it therefore enacted, That from and after the passing of this Act all such unlawful Inclosures, Purprestures, Encroachments, and Trespasses, which shall have been wilfully made or caused or procured to be made by any Person or Persons in and upon any of the Royal Forests, or shall be wilfully held, occupied, and made use of by any Person or Persons subsequently occupying or claiming the same, (save and except such as have been demised or sold, or in respect of which any Treaty for a Demise or Sale shall or may be pending, under the Provision for that Purpose herein-before contained, between the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and the Party or Parties who shall be pretended Owners or actual Occupiers thereof,) shall and may be inquired of by the Verderers of the respective Forests within which such unlawful Inclosures, Purprestures, Encroachments, or Trespasses shall have been made, in the Courts of Attachment of the said Forests respectively; and the Person or Persons guilty of making, continuing, and renewing any such unlawful Inclosure, Purpresture, Encroachment, or Trespass, save as aforesaid, shall and may be prosecuted for the same in the said Court or Courts; and upon Proof being made thereof on the Oath of One credible Witness, the Verderers of the said respective Forests, or any Two of them present at the said Court or Courts, shall have Power and they are hereby authorized to fine any Person or Persons so offending, for every such Offence, any Sum not exceeding Twenty Pounds, to be recovered and applied in manner herein-after provided for, and to order and direct every such unlawful Inclosure, Purpresture, Encroachment, and Trespass (save as aforesaid) to be abated by the Regarders, Under Foresters, Under Keepers, or other Officers of the said Forests respectively, who are hereby authorized and empowered to abate the same accordingly: Provided nevertheless, that in case it shall be insisted upon by any Person or Persons who shall be proceeded against in any of the said Attachment Court or Courts as herein-before directed, that the Place wherein the Inclosure, Purpresture, Encroachment, or Trespass shall have been or shall be alleged to have been made was not within the Boundaries of any of the said Forests, or within the Lands belonging to His Majesty within the same, the said Verderers shall not proceed to Conviction, but shall certify the Presentment of such Offence to His Majesty's Attorney General, to the end that such Proceeding may be had therein by Information of Intrusion, or otherwise, as by Law might have been had before the passing of this Act.

The Verderers may appoint Officers for

CI. And be it further enacted, That it shall be lawful for the Verderers of any of the said Forests, or any Two of them, at any

Court of Attachment holden for any of the said Forests, by Warrant or Warrants under their Hands and Seals, to nominate and appoint any Person or Persons to be the Officer or Officers of the said Court or Courts, Forest or Forests, for the Purpose of executing the Judgments and Orders of the said Court or Courts from Time to Time given and made; and the Person or Persons so appointed shall, during the Time mentioned in such Warrant or Warrants, or until the same shall be recalled, or their Appointment or Appointments revoked by the said Verderers, have full Power and Authority to execute the Judgments and Orders of the said Court or Courts within the said respective Forests, in such and the same Manner and by such and the same Means as any Constable or other Peace Officer can or may by Law execute the Warrant of any Justice of the Peace for any County; and the said Verderers, or any Two of them, shall and may fix and allow such Fees to be paid to or taken by such Officer and Officers as the said Verderers shall in their Discretion think fit.

executing the Orders of the Court; and fix Fees.

CII. And be it further enacted, That it shall be lawful for the Verderers of any of the said Forests, or any Two of them, at any Court of Attachment to be holden for any of the said Forests, to inquire into the Conduct and Behaviour of the Regarders, Under Foresters, Under Keepers, or other Officers of the said Forests, in their said Offices; and if the said Verderers shall find that any Regarder, Under Forester, Under Keeper, or other Officer shall have wilfully omitted to perform the Duty of his Office in preventing Purprestures and Encroachments, or in any other respects, it shall be lawful for the Verderers of any of the said Forests, or any Two of them, (having due Proof made before them on Oath of any such wilful Neglect, Omission, or Default,) and they are hereby authorized, to set and impose a Fine, not exceeding the Sum of Ten Pounds, on such Regarder, Under Forester, Under Keeper, or other Officer, for every such his wilful Act, Neglect, Omission, or Default, to be recovered and applied as herein-after mentioned.

Court of Attachments may inquire into the Conduct of the Regarders and other Officers, and for Neglect of Duty may fine them.

CIII. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to prevent His Majesty from proceeding by Information in His Court of Exchequer, or from having recourse to any other Law which may now exist, for the Punishment of Offences of the Nature herein-before mentioned, in all Cases where such Proceedings shall be deemed more advisable than those which are authorized by this Act.

Act not to prevent proceeding by ordinary Course of Law.

CIV. And be it further enacted, That all pecuniary Penalties herein-before imposed in respect of any Offences in the Royal Forests, and not herein-before directed to be recovered before the Verderers of any of the said Forests in the said Courts of Attachments, shall and may be recovered in a summary Way before any Justice or Justices of the Peace for any County, Riding, Division, or Place in which the Person having incurred the same shall happen to be; and in case any Penalty recovered before any Justice or Justices of the Peace, or before the Verderers of any of the said Forests, or any Two of them, or in the said Courts of Attachments, or any Fine set or

Penalties not directed to be recovered before the Verderers, may be recovered before a Justice.

or imposed by the said Verderers or any Two of them, or the said Courts, shall not be paid forthwith, it shall be lawful for the Justice or Justices, or Verderers, or the said Courts, by whom such Fine shall be set or imposed, or before whom such Penalty shall be recovered, by Warrant under his Hand and Seal or their Hands and Seals, and directed by such Justice or Justices to any Constable or other Peace Officer, and by the said Verderers or Courts to the proper Officer or Officers to be appointed for any of the said Forests in the Manner herein-before provided, to cause such Fine or Penalty to be levied by Distress and Sale of the Offenders Goods and Chattels, together with all Costs and Charges attending such Distress and Sale; and in case no sufficient Distress can be had or made, such Justice or Justices, Verderers, or Courts, shall, if he or they shall think proper, commit the Offenders to the Common Gaol or some House of Correction within such County, Riding, Division, City, Town, or Place as aforesaid, there to remain without Bail or Mainprize for any Time not exceeding Six Months.

Application of Penalties.

CV. And be it further enacted, That all the said Penalties shall, when recovered, be, by the Verderers or other Person or Persons receiving the same, forthwith paid over to the Under Steward of the Forest in which the same shall have been incurred, and be applied in defraying the Expences attending the Execution of any Laws relating to the said Forest, as the Verderers of the said Forest, or any Two or more of them, shall, at a Court of Attachments of the said Forest, direct.

Gravel, &c. not to be taken from Forests without Consent.

CVI. And be it further enacted, That from and after the passing of this Act it shall not be lawful for any Surveyor of any Turnpike Road or any Highway, or for any other Person, to dig, get, or carry away, or cause to be dug, got, or carried away, any Stone or Gravel, or other Materials whatever, for the making or repairing of any Road or Way, or for any other Purpose, in or from any of His Majesty's Forests, Woods, or Woodlands, without the Consent in Writing of the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being for that Purpose first had and obtained.

Application of Monies to arise from Sales, &c. in the Forests.

CVII. And be it further enacted, That all Sums to be received under the Authority of this Act, for or in respect of any Sales, Exchanges, or Leases in any of the Royal Forests, shall be applied in the Payment of the Purchase Monies on the Purchase of any Rights of Common, Fuel Rights or other Rights, or of any Lands or other Hereditaments in the said Royal Forests which may be purchased under the Authority of this Act, and in Payment of the Monies to be paid for Equality of Exchange on any Exchange in any of the Royal Forests which may be made under the Authority of this Act, and of the Expences of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues in or relating to such Purchases and Exchanges, and in the Payment of any Monies which may be agreed to be paid by way of Compensation for the Relinquishment of Purprestures and Encroachments in any of the said Royal Forests, and, subject thereto, shall be applied in or towards the maintaining of the

the said Forests, and the Payment of the Expences attending the Management thereof.

Application of Monies arising from Sales, &c.

CVIII. And be it further enacted, That, subject to the Provision herein-before contained with respect to the Application of Monies to arise from Sales, Exchanges, and Leases in the Royal Forests, and also subject, as to the Monies to arise from Sales and Exchanges in *Ireland*, to the Provisions contained in the said recited Act of the Seventh and Eighth Years of the Reign of His present Majesty as to the Application of the Monies to arise from the Sale or Exchange of any Parts of the Possessions and Land Revenues of the Crown in *Ireland*, previously to their being applied to the same Purposes as Monies arising from Sales and Exchanges of the Possessions and Land Revenues of the Crown in *England*, all Sums to be received under the Authority of this Act for or in respect of any Sales of any of the Possessions and Land Revenues of the Crown, or for Equality of Exchange on any Exchange of any of the said Possessions and Land Revenues, shall be applied in the Payment of the Purchase Monies on the Purchase of any Manors, Messuages, Lands, or other Hereditaments under the Authority of this Act, or in the Purchase of any Lease of any Part of the Possessions and Land Revenues of the Crown which may be bought in under the Authority of this Act, and in Payment of the Monies to be paid for Equality of Exchange on any Exchange to be made under the Authority of this Act, and of the Expences of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues in or relating to such Purchases and Exchanges, and in the Payment of the Monies to be paid for the Redemption or Purchase of any Land Tax which may be redeemed or purchased under the Provisions herein-before contained, and of the Expences of the said Commissioners in or relating to such Purchase or Redemption, and in the Discharge of any Incumbrances which now or hereafter are or may be charged upon or affect any of the said Possessions and Land Revenues of the Crown to which this Act relates.

Sums arising from Sales not immediately wanted to be invested in the Three per Cents.

CIX. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, to cause any Sums already received or which shall hereafter be received for or in respect of any Sales or Exchanges of any of the Possessions and Land Revenues of the Crown, and which may not be immediately wanted for the Purposes to which the same are hereby made applicable, to be laid out in the meantime in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities, or Three Pounds *per Centum* Reduced Bank Annuities, in the Name of the Lord High Treasurer or of the Commissioners of His Majesty's Treasury; in which Name the Governor and Company of the Bank of *England* are hereby authorized and required to permit Transfers to be made of the Annuities to be so purchased, and such Transfers shall be accepted by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, in the Name and on behalf of the said Lord High Treasurer or the said Commissioners of His Majesty's Treasury.

Dividends of Stock so purchased to be applied in same Manner as annual Income of Land Revenues in England and Ireland respectively;

CX. And be it further enacted, That the Amount of the Dividends of the Stocks and Annuities to be purchased as last aforesaid shall from Time to Time, as the said Dividends shall become due, be placed by the Governor and Company of the Bank of *England* to the Credit of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues in their Account with the Bank; and so much of the Dividends as shall have become due in respect of Stocks purchased with Monies which shall have arisen from the Sale or Exchange of any of the Possessions and Land Revenues of the Crown in *England* or *Wales*, the *Isle of Man* and its Dependencies, or the *Isle of Alderney*, shall be applied and disposed of by the said Commissioners in the same Manner and for the same Purposes as and considered in all respects as Part of the annual Income of the Possessions and Land Revenues of the Crown in *England* and *Wales*; and so much of the said Dividends as shall have become due in respect of Stocks purchased with Monies which shall have arisen from the Sale or Exchange of any of the Possessions and Land Revenues of the Crown in *Ireland*, shall be applied and disposed of by the said Commissioners in the same Manner and for the same Purposes as and considered in all respects as Part of the Sums to be received under the Authority of this Act for or in respect of the annual Income of the Possessions and Land Revenues of the Crown in *Ireland*.

and Stock so purchased to be sold when wanted.

CXI. And be it further enacted, That when and so often as it shall be necessary or expedient to raise, by Sale of any of the Stocks or Annuities to be so purchased as aforesaid, any Sum of Money for the Purposes to which Monies to be received under the Authority of this Act from Sales or Exchanges of any of the Possessions and Land Revenues of the Crown are hereby respectively made applicable, it shall be lawful for the Lord High Treasurer or the Commissioners of His Majesty's Treasury, for the Time being, to sell out all or any Part of the said Stocks or Annuities; and the Sums raised by the Sale of the said Stocks and Annuities shall be paid into the Bank of *England*, and be placed to the Credit of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues; and so much of the said Monies as shall have been raised by the Sale of Stock purchased with Monies which shall have arisen from the Sale or Exchange of any of the Possessions and Land Revenues of the Crown in *England* or *Wales*, the *Isle of Man* and its Dependencies, or the *Isle of Alderney*, shall be applied and disposed of by the said Commissioners in the same Manner and for the same Purposes as and considered in all respects as Part of the Sums to be received under the Authority of this Act for or in respect of any Sales or Exchanges of any of the Possessions and Land Revenues of the Crown in *England* and *Wales*, the *Isle of Man* and its Dependencies, or the *Isle of Alderney*; and so much of the said Monies as shall have been raised by the Sale of Stock purchased with Monies which shall have arisen from the Sale or Exchange of any of the Possessions and Land Revenues of the Crown in *Ireland*, shall be applied and disposed of by the said Commissioners in the same Manner and for the same Purposes and considered in all respects as Part of the Sums to be received under the Authority of this Act for or in respect of any Sales

or Exchanges of any of the Possessions and Land Revenues of the Crown in *Ireland*.

Transfers may be made by Power of Attorney.

CXII. And be it further enacted, That all Sums of Stock which shall be sold by the said Lord High Treasurer or the Commissioners of His Majesty's Treasury, under the Provisions herein-before contained, may be transferred by any Person or Persons to be appointed by him or them for that Purpose, by any Letter of Attorney, under the Hand and Seal of the said Lord High Treasurer, or under the Hands and Seals of any Three of the said Commissioners, for the Time being, and attested by Two or more credible Witnesses; and the said Governor and Company of the Bank of *England* shall and they are hereby authorized and required to permit all such Transfers to be so made.

Application of annual Income of Land Revenues.

CXIII. And be it further enacted, That the annual Income of all the said Possessions and Land Revenues of the Crown, to which this Act relates, including Fines on Leases, and all other Sums received in respect of such Leases or otherwise, for or in respect of the said Possessions and Land Revenues (except from Sales or Exchanges) shall be applied in manner following; (that is to say,) in the first place, in Payment of the Costs, Charges, and Expences attending the Management of the said Possessions and Land Revenues; in the next place, in the Payment and Discharge of any annual Sum or Sums of Money or any Pensions already charged or to be charged thereon respectively, and in the Payment of any other Principal Sum and the Interest of any Principal Sum or Sums of Money which is already or may be hereafter charged upon the said Possessions and Land Revenues; in the next place, so much of the Monies to arise from the said annual Income as the Lord High Treasurer or the Commissioners of His Majesty's Treasury for the Time being shall from Time to Time think proper, shall be applied towards the Payment and Discharge of the Costs, Charges, and Expences of the Repairs, Alterations, and Improvements of *Buckingham House*, and the Buildings, Offices, and Grounds appertaining and belonging thereto; provided that the Sum to be so applied under this Act to such Repairs, Alterations, and Improvements shall not exceed the Sum of One hundred and fifty thousand Pounds, over and above the Sum of Three hundred and forty-six thousand Pounds which has been already applied thereto previous to the passing of this Act; and, subject to the Applications aforesaid, the said annual Income shall, during the Life of His present Majesty, be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, and from and after the Demise of His present Majesty (whom God long preserve) shall be payable and paid to the King's Majesty, His Heirs and Successors.

The Land Revenues, on their Resumption by the Crown, to be charged with the Repayment of

CXIV. And whereas by the Acts herein-before recited, by which it was provided that the Sums amounting to Six hundred thousand Pounds, herein-before mentioned, should become a Loan upon the Land Revenues of the Crown in *England*, whenever the Produce of the said Land Revenues should cease to be carried to the Consolidated Fund, it was also provided that the said Sums should in that Event bear

certain Sums expended in their Improvement.

bear Interest from the respective Times when the same were advanced; and it is reasonable that the said Land Revenue, if resumed by the Crown, shall only be charged with Interest on the said Sum of Six hundred thousand Pounds from the Time of such Resumption; and it is also reasonable, in case of the Principal Sum of Four hundred thousand Pounds, herein-before mentioned to have been borrowed under the Authority and for the Purposes of the said recited Act of the Seventh Year of the Reign of His present Majesty or any Part thereof, should be paid off out of the annual Income of the said Possessions and Land Revenues of the Crown, whilst the same shall be carried to the Consolidated Fund, that so much of the said Principal Sum of Four hundred thousand Pounds as shall be so paid off should, in the Event of the said Land Revenues of the Crown being resumed, be a Charge thereon, with Interest from the Time of such Resumption; be it therefore enacted, That whenever the annual Produce of the Possessions and Land Revenues of the Crown shall cease to be carried unto and form Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, and shall be retained by the Crown as Part of its Hereditary Revenue, the same shall be charged and chargeable with the Repayment into the said Consolidated Fund of the said Principal Sum of Six hundred thousand Pounds before mentioned, and of so much of the said Sum of Four hundred thousand Pounds as shall have been paid off out of the annual Income of the said Possessions and Land Revenues as aforesaid, together with Interest for the same at the Rate of Four Pounds *per Centum per Annum*, to be computed from the Time when the annual Income of the said Possessions and Land Revenues shall so cease to be carried to the Consolidated Fund and be retained by the Crown; and such Land Revenues shall thenceforth be applicable to the Repayment of such Principal Sum or Sums, and to the Payment of such Interest for the same as aforesaid, prior to any other Application thereof, except the Charges attending the Management thereof, and the Payment and Discharge of any Sum or Sums now already charged thereon or to be charged thereon under or by virtue of this Act, and the Interest thereof, or of so much thereof as shall from Time to Time remain unpaid and undischarged, and the Interest thereof.

Accommodation of Justices at Great Sessions in Wales to continue to be defrayed out of the Land Revenues of the Crown.

CXV. And be it further enacted, That it shall be lawful for His Majesty, His Heirs and Successors, by any Warrant or Warrants under His or Their Royal Sign Manual, countersigned by the Lord High Treasurer or any Three or more of the Commissioners of His Majesty's Treasury for the Time being, to authorize the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues to allow and pass all or any of such Charges as shall from Time to Time be made by the respective Sheriffs of the Counties within the said Principality, in the Accounts by them to be delivered into the Office of the said Commissioners, of Expences incurred by them respectively in providing necessary Accommodations for His Majesty's Justices of the Great Session of *Wales* during their Sessions, pursuant to an Act passed in the Eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for providing proper Accommodations for His Majesty's Justices of the*

8 G. 3. c. 14.

Great

Great Session of Wales *during the Time of holding such Sessions*, and to direct that Certificates shall be delivered by the said Commissioners to the said Sheriffs, of the Sums so allowed and passed in their Accounts respectively, and also to authorize, during the aforesaid Term, the Receiver or Receivers of the Possessions and Land Revenues of the Crown in *Wales* to pay the Sums so from Time to Time certified, upon the Production and Delivery to him and them of such respective Certificates, without any Fee, Deduction, or Reward whatsoever, to be paid by the Sheriff either to such Commissioners or Receiver.

But not more than 10*l.* at One Time.

CXVI. Provided nevertheless, and it is hereby enacted, That no greater or larger Sum shall be allowed, passed, certified, and paid than the Sum of Ten Pounds, for or in respect of such Accommodations in any One County, during or upon account of any One such Session.

Commissioners to keep Account with the Bank.

CXVII. And be it further enacted, That the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall keep an Account with the Bank of *England*, to be entitled "The Woods and Forests Fund," and may, if they shall find it more convenient so to do, keep any other distinct Account or Accounts with the said Bank of *England*; and shall also, so long as they shall find it necessary so to do, keep an Account with the Bank of *Ireland*; and the said Commissioners, observing the Rules and Regulations hereby prescribed, shall not be answerable, either collectively or individually, for any Money which they the said Commissioners, or any or either of them, shall have paid into the Bank of *England* or Bank of *Ireland*.

Commissioners to cause all Sums received by their Agents, &c. to be paid into the Bank of England or Bank of Ireland.

CXVIII. And be it further enacted, That the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall cause all Sums of Money, Bills, and Draughts received by them, their Agents or Receivers, either on account of the annual Income of the Possessions and Land Revenues of the Crown of *England* or *Wales*, the *Isle of Man* and its Dependencies, or the *Isle of Alderney*, or for Fines on Leases, or on the Sale or Exchange of any Parts of the said Possessions and Land Revenues, to be paid as soon as conveniently may be into the Bank of *England*; and shall cause all Sums of Money, Bills, and Drafts received by them, their Agents or Receivers, either on account of the annual Income of the Possessions and Land Revenues of the Crown in *Ireland*, or for Fines on Leases, or on the Sale or Exchange of any Parts of the said Possessions and Land Revenues of the Crown in *Ireland*, to be paid as soon as conveniently may be, either into the Bank of *England* or the Bank of *Ireland*; and all Sums of Money, Bills, and Drafts which shall be received by the said Commissioners on any of the Accounts aforesaid at their public Office in *London* shall be paid by them into the Bank of *England* within One Day after the same shall have been so received, or within One Day after any such Bill or Draft shall have been accepted, completed, and perfected, if the same shall not have been accepted, completed, and perfected at the Time it shall have been received; and all Monies, Bills, and Drafts

which shall be received by the Bank of *England* or Bank of *Ireland* in pursuance of the Provisions of this Act, shall be placed to such Accounts, to be opened by the said Bank of *England* and Bank of *Ireland* respectively, as shall from Time to Time be directed by the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues; and the Drafts or Orders of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or any Two of them, shall be sufficient Authority to the said Bank of *England* and Bank of *Ireland* respectively to pay and apply and dispose of the said Monies, Bills, and Drafts, to be paid into the said Bank of *England* or Bank of *Ireland*, to the Person or Persons or in the Manner in such Drafts or Orders respectively mentioned or specified.

Commissioners to retain a Sum for current Payments.

CXIX. Provided nevertheless, and be it further enacted, That it shall and may be lawful for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, to reserve out of the Monies to arise from the said Possessions and Land Revenues of the Crown of *England*, *Wales*, and *Ireland*, hereby placed under their Management, for casual and ordinary Payments, in the Hands of any private Banker, a Sum not exceeding Three thousand Pounds, to be drawn for by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or any Two or more of them, from Time to Time as Occasion shall require; and if any Time the Sum so reserved shall be reduced below Three thousand Pounds, then it shall be lawful for such Commissioners from Time to Time to make up the same to the Sum of Three thousand Pounds by Drafts upon the Bank of *England*.

Payments to be made by Drafts on the Banks of England and Ireland.

CXX. And be it further enacted, That the Commissioners of His Majesty's Woods, Forests, and Land Revenues shall make all Payments required to be made out of the Monies to be deposited in the Bank of *England* or Bank of *Ireland*, by Drafts under the Hands of any Two or more of them on the said respective Banks, and shall specify in such Draft the particular Service, Salary, or other Charge, Purpose, or Cause for which such Draft shall be given; and every such Draft shall also have marked in the Margin thereof a Figure corresponding to the Page in a Book kept by the said Commissioners, wherein Entry shall be made of the particular Service, Salary, or other Charge, Purpose, or Cause for which such Draft shall be given.

Such Drafts to be an Authority to the Bank.

CXXI. And be it further enacted, That all Drafts drawn pursuant to the Directions of this Act, but not otherwise, shall be sufficient Authority to the Bank of *England* and Bank of *Ireland* respectively to pay the Amount thereof to the Persons mentioned in such Drafts, or to the Bearer of them.

Bank of Ireland may transfer Money to Bank of England.

CXXII. And be it further enacted, That the Governor and Company of the Bank of *Ireland* shall and they are hereby authorized and required from Time to Time, when and so often as they shall be required so to do by any Order under the Hand of the Secretary for the Time being to the Commissioners of His Majesty's Woods,

Forests, and Land Revenues, to transfer any Sum or Sums of Money from the Account in their Books of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, to the Account of the said Commissioners with the Bank of *England*.

On Death or Resignation of Commissioners, Cash in the Bank to vest in Survivors or Successors.

CXXIII. And be it further enacted, That the Balance of Cash, together with all unpaid Bills or Drafts, for which the Commissioners of His Majesty's Woods, Forests, and Land Revenues shall from Time to Time have Credit on their Account with the Governor and Company of the Bank of *England*, or with the Bank of *Ireland*, or any private Bankers, shall from to Time and at all Times remain and be vested in the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, to be applied by them for the Purposes of this Act; and that no Assignment, Transfer, or other Act shall be requisite on the Death, Resignation, or Removal of any Commissioner or Commissioners, or on the Appointment of any new Commissioner or Commissioners, for the Purpose of vesting the same in the surviving Commissioner or Commissioners, or the newly appointed Commissioner or Commissioners, but the same by virtue of this Act shall, on any such Death, Removal, Resignation, or new Appointment, become and be vested in the surviving or remaining Commissioner or Commissioners, or the newly appointed Commissioner or Commissioners, or if there shall be a new Appointment of the whole Number of Commissioners, then in the new Commissioners, as fully and effectually as if they had been the Commissioners of His Majesty's Woods, Forests, and Land Revenues at the Times such Bills, Drafts, and Cash were respectively paid into the Bank of *England* or Bank of *Ireland*, or such private Bank.

Persons forging Drafts, &c. guilty of Felony.

CXXIV. And be it further enacted, That if any Person or Persons shall knowingly and wilfully forge or counterfeit, or knowingly and wilfully act or assist in forging or counterfeiting, the Name or Handwriting of the Lord High Treasurer or of the Commissioners of His Majesty's Treasury for the Time being, or of any or either of them, to any Power of Attorney for the Sale or Transfer of any Stock, or the Name or Handwriting of the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or of any or either of them, to any Draft, Instrument, or Writing whatsoever, for or in order to the receiving or obtaining any of the Money in the Hands or Custody of the Governor and Company of the Bank of *England* or of the Bank of *Ireland*, or of any private Banker, on account of the said Commissioners, or shall forge or counterfeit, or cause or procure to be forged or counterfeited, or knowingly and wilfully act or assist in the forging or counterfeiting, any Draft, Instrument, or Writing in form of a Draft made by the said Commissioners, or any or either of them, or shall utter or publish any such, knowing the same to be forged or counterfeited, with an Intent to defraud the said Governor and Company of the Bank of *England* or of the Bank of *Ireland*, or any private Banker, or any Body Corporate, or any Person or Persons whomsoever, every Person or Persons so offending, being thereof lawfully convicted, shall be and is and are hereby declared and adjudged to be guilty of Felony.

CXXV. And

Commissioners of His Majesty's Woods, &c. to certify to the King and the Parliament what Leases, &c. have been made, &c.

CXXV. And be it further enacted, That the said Commissioner the Time being of His Majesty's Woods, Forests, and Land Revenues shall and they are hereby required, within Thirty Days after the Commencement of the Session of Parliament which shall be in the Year One thousand eight hundred and thirty, and also within Thirty Days after the Commencement of the First Session of Parliament in every following Year, (without any special or other Requisition to be made to them for that Purpose,) to certify and report in Writing under their Hands and Seals to the King's most Excellent Majesty and both Houses of Parliament, what Leases, Sales, Exchanges, Purchases, and Grants shall have been made during the Year preceding the Fifth Day of *January* One thousand eight hundred and thirty, and during each subsequent Year comprised in each succeeding Report; and the said Commissioners shall state in such Reports for what Terms or Estates such Leases shall have been made, and also the annual Value of the Tenements or Hereditaments comprised in every such Lease, and the annual Value of the same Premises by the last preceding Survey thereof, where there shall happen to be a further Survey and Valuation of the same in the Custody or Power of the said Commissioners, and what Rent or Rents shall have been reserved on every such Lease, and what Fines paid for the same, and upon what other Consideration such Leases shall respectively have been made or granted; and also, so far as the same can be done, the Rents and Fines which were reserved and paid upon or for the last preceding Lease of such Tenements or Hereditaments, and also the Manors, Lands, and other Hereditaments which have been sold or given or received in Exchange, or of which any Grant shall have been made during the same Periods respectively, and the Amount of the Purchase Money paid or received for the same respectively, and the Amount of the Money given or received for Equality of Exchange in respect of such Exchanges, and the Names of the Parties to, from, or with whom such Sales, Exchanges, Purchases, and Grants respectively shall have been made, and the Purposes for which such Grants shall have been made; and also a Statement of the Income and Expenditure of the Monies which shall have arisen from the Possessions and Land Revenues of the Crown to which this Act relates, and of any other Monies placed under the Management of the said Commissioners during the Period comprised in each Report; and the said Commissioners shall also set forth all such other Matters and Things touching or concerning the said Possessions and Land Revenues of the Crown to which this Act relates as to the said Commissioners shall seem proper and necessary to be contained and set forth in such Reports.

Act not to repeal or affect the Acts

CXXVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to repeal, interfere with, or in any Manner affect any of the Powers and Provisions of an Act passed in the Thirty-ninth and Fortieth Years of the Reign of His late Majesty King *George* the Third, intituled *An Act concerning the Disposition of certain Real and Personal Property of His Majesty, His Heirs and Successors; and also of the Real and Personal Property of His Majesty and of the Queen Consort for the Time being;* or of an Act passed in the Forty-seventh Year

39 & 40 G. 3. c. 88.

47 G. 3. c. 24.

Year of the Reign of His late Majesty, to explain and amend the said last-mentioned Act; or of an Act passed in the Fifty-ninth Year of the Reign of His said late Majesty, to explain and amend the said Two last-mentioned Acts; or of an Act passed in the Sixth Year of His present Majesty, for extending the Provisions of the said last-mentioned Act. 59 G. 3. c. 94. 6 G. 4. c. 17.

Power of making Grants of escheated Lands extended to Ireland.

CXXVII. And be it further enacted, That the Possessions and Land Revenues of the Crown in *Ireland* shall be inalienable, except under the Powers and Provisions herein-before contained, and except also that His Majesty, His Heirs and Successors, shall have and enjoy the same Powers, with respect to any Manors, Messuages, Lands, Tenements, or Hereditaments in *Ireland*, whether Freehold or Leasehold, which hath since the passing of the said recited Act of the Seventh and Eighth Year of His present Majesty, or within Two Years prior thereto, or hereafter shall become vested in His Majesty, His Heirs or Successors, by Escheat or Forfeiture, or by reason of their having been purchased by or for the Use of or in Trust for any Alien or Aliens, as by the Acts lastly herein-before mentioned are given with respect to Manors, Messuages, Lands, Tenements, or Hereditaments in *England*.

Not to affect the Controul of the small Branches of His Majesty's Revenue.

CXXVIII. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in anywise to impair or affect any Rights or Powers of Controul, Management, or Direction which have been or may be exercised by Authority of the Crown, or other lawful Warrant, relative to any Leases, Grants, or Assurances of any of the small Branches of His Majesty's Hereditary Revenue, or to any Suits or Proceedings for recovering of the same, or to Compositions made or to be made on account of any of the said small Branches, or to Fines taken or to be taken, or to Rents, Boons, and Services reserved or to be reserved upon such Grants, Leases, and Assurances, or to the Mitigation or Remission of the same, to any other lawful Act, Matter, or Thing which has been or may be done touching the said Branches, but that the said Rights and Powers shall continue to be used, exercised, and enjoyed in as full, free, ample, and effectual Manner, to all Intents and Purposes, as if this Act had not been made, and as the same had been or might have been enjoyed by His Majesty up to the Time of passing of this Act; subject nevertheless to all such Restrictions and Regulations as are now in force in relation thereto, it being the true Intent and Meaning of this Act, that the said Rights and Powers shall not in any Degree be abridged or restrained or affected in any Manner whatsoever by the passing of this Act.

This Act not to interfere with New Street or Charing Cross Acts.

CXXIX. Provided also, and be it further enacted, That nothing in this Act contained shall extend to repeal, interfere with, or affect any of the Powers or Provisions of an Act passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making a more convenient Communication from* Mary-le-bone Park *and the Northern Parts of the Metropolis, in the Parish of* Saint Mary-le-bone, *to* Charing Cross, *within the Liberty of* Westminster, *and for making a more convenient Sewage for the same;* or any of the 53 G. 3. c. 121.

the Powers and Provisions of an Act passed in the Seventh Year of the
7 G. 4. c. 77. Reign of His present Majesty, intituled *An Act to extend to* Charing Cross, *the* Strand, *and Places adjacent, the Powers of an Act for making more convenient Communication from* Mary-le-bone Park; *and to enable the Commissioners of His Majesty's Woods, Forests, and Land Revenues to grant Leases of the Site of* Carlton Palace; or any of the Powers and Provisions of a certain other Act, passed in the
9 G. 4. c. 70. Ninth Year of His present Majesty, intituled *An Act to alter and enlarge the Powers of an Act passed in the Seventh Year of the Reign of His present Majesty, for extending to* Charing Cross, *the* Strand, *and Places adjacent, the Powers of an Act for making a more convenient Communication from* Mary-le-bone Park; *and for enabling the Commissioners of His Majesty's Woods, Forests, and Land Revenues to grant Leases of the Site of* Carlton Palace; *and for other Purposes relating thereto;* or any of the Powers and Provisions of a certain other Act, intituled, *An Act to vest in the Commissioners of His Majesty's Woods, Forests, and Land Revenues, the Powers of several Acts, for the Improvement of the Streets near* Westminster Hall *and the Houses of Parliament, and to authorize the Conversion of the Pavements in certain Parts of the Metropolis into broken-stone Roads.*

Nor with the Powers pertaining to the Chancellor and Council of the Duchy of Lancaster.

CXXX. Provided also, and be it further enacted, That nothing herein-before contained shall (notwithstanding the Repeal of the said several Acts herein-before mentioned relating to the Land Revenue of the Crown) extend to or be construed to repeal, interfere with, or affect any of the Powers, Provisions, or Authorities therein respectively contained, relating to any Manors, Messuages, Lands, Tenements, Tithes, and Hereditaments within the Ordering and Survey of the Chancellor and Council of the Duchy of *Lancaster*, or to any of the Rents and Revenues thereof, or to any Purchases, Sales, or Grants made or to be made by or under the Seals of the said Duchy and County Palatine of *Lancaster*, or either of them; but that all and singular the said several Powers and Provisions, so far as the same relate to or concern the said Duchy and County Palatine, shall remain, continue, and be in full Force, Operation, and Effect, and the said Manors, Messuages, Lands, Tenements, Tithes, and other Hereditaments of and belonging to the said Duchy shall and may remain and continue to be granted and demised by His Majesty, His Heirs and Successors, for the like Terms, Estates, and Interests, and the Rents and Revenues thereof to be received and applied, under the Order and Direction of the Chancellor and Council and other Officers of the said Duchy, to and for the like Uses and Purposes, and in like Manner and Form, as before the passing of this Act; any thing herein contained to the contrary notwithstanding.

Treasury may abolish any Offices connected with the present Management of Crown Property in Ireland.

CXXXI. And be it further enacted, That it shall be lawful for the said Lord High Treasurer, or the Commissioners of His Majesty's Treasury, for the Time being, at any Time to abolish or reduce any Office or Offices connected with the Management of the Possessions and Land Revenues of the Crown in *Ireland*, or the Collection and Receipt of the annual Income thereof, which shall appear to him or them to be rendered useless by the Regulations contained in this Act,

and on such Abolition or Reduction to discharge the Officer or Officers by whom such Office shall be filled, whether the Appointment of such Officer or Officers shall have been by Letters Patent, Sign Manual, or otherwise; and also, when any Office shall relate to the Management of the said Possessions and Land Revenues, or the Collection and Receipt of the annual Income thereof, and also to other Matters, to discharge any Officer or Officers from the Performance of any Duties connected with the said Management, Collection, or Receipt, without altogether abolishing his or their Office or Offices, whenever such Abolition, Reduction, or Discharge may appear to the said Lord High Treasurer, or Commissioners of His Majesty's Treasury, for the Time being, to be expedient for the Public Service; any Act or Acts, or any Law, Usage, or Custom, to the contrary notwithstanding.

Treasury may order Removal of Records, &c. in Ireland.

CXXXII. And be it further enacted, That it shall be lawful for the said Lord High Treasurer, or the Commissioners of His Majesty's Treasury, for the Time being, to cause any Records or other Muniments, Documents, Instruments, Maps, Books, or Writings, now kept in any of the Offices which may be reduced or abolished under the Authority of this Act, to be removed from any Office or Offices in which the same are now or shall at any Time hereafter be kept or deposited, to any other Office or Place which the said Lord High Treasurer or Commissioners shall think proper to appoint for that Purpose.

Not to extend to Lands seized on Writs of Outlawry, nor to Fines on Writs or Lighthouse Duties.

CXXXIII. Provided always, and it is hereby declared, That the Provisions herein-before contained shall not extend to any Estates or Possessions in *Ireland* which may be seized into the Hands of the Crown on Writs of Outlawry, or other Process between Subject and Subject, nor to any Rents usually called Custodiam Rents reserved on Leases granted under the Exchequer Seal of such Estates or Possessions, nor to the Præ Fines or Post Fines or other Fines or Monies payable on Writs of Entry and Writs of Covenant, or on levying Fines or suffering Common Recoveries in *Ireland*, nor to the Lighthouse Duties payable in *Ireland*.

No Grant or Lease to be made of any Fines on Writs or other Fines.

CXXXIV. And whereas it may be hereafter thought advisable to make some Alterations with respect to the said Custodiam Rents, Præ and Post Fines and other Fines, in *Ireland*, and it is desirable that in the meantime no Gift, Grant, or Alienation thereof should be made, by which such Alteration might be impeded or prevented; be it therefore further enacted, That no Gift, Grant, Alienation, Lease, or other Assurances whatsoever, shall at any Time or Times hereafter be made by the King's Majesty, His Heirs or Successors, of any of the said Custodiam Rents, or of the said Præ and Post Fines or other Fines or Monies, or of any of them; but that all such Gifts, Grants, Alienations, Leases, or other Assurances shall be *ipso facto* void, without any Scire facias, Inquisition, or other Proceeding to determine or make void the same.

Saving of Rights.

CXXXV. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to abridge or

or interfere with any Rights of His Majesty, His Heirs or Successors, or of the Lord High Treasurer, or the Commissioners of His Majesty's Treasury, or the Chancellor of the Exchequer, for the Time being, or any Grantee of the Crown, in respect of any Appointment usually made by His Majesty, or the said Lord High Treasurer or Commissioners, or the Chancellor of the Exchequer, or such Grantee, or with the Right of Appointment of Master Keepers, Under Keepers, or other Officers of or in any Royal Forest, so long as such last-mentioned Right shall be vested in any Warder or Ranger of any such Forest, or with any Privileges or Advantages which may be rightfully enjoyed or claimed under any Letters Patent granted by His Majesty or His Predecessors, of any Office, Bailiwick, Walk, or Lodge within any of the Royal Forests to which this Act relates.

SCHEDULE to which this Act refers.

Form of Conveyance on Sales by the Commissioners of His Majesty's Woods, Forests, and Land Revenues.

KNOW all Men by these Presents, That we *A. B.* and *C. D.*, Two of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, on behalf of His Majesty, and under the Authority of an Act passed [*here set forth the Title of this Act*] in consideration of the Sum of by *E. F.* of, &c. paid [*here describe the Mode of Payment, whether into the Bank of England, the Bank of Ireland, or to the Commissioners,*] do by these Presents grant unto the said *E. F.* and his Heirs, [*or if the Conveyance be to a Trustee or Trustees for the Purchaser*] do by these Presents, by the Direction and on the Nomination of the said *E. F.*, grant unto *G. H.* &c. and his Heirs all that [*here describe the Premises to be sold, and any subsisting Leases, Contracts, or Charges affecting the same; and in the Case of Rents or other incorporeal Hereditaments, also describe the Lands, &c. which the same are charged upon or extend over,*] to have and to hold the said [*shortly specifying the Premises sold*] hereby granted, and all Benefits and Advantages thereto belonging, unto the said *E. F.*, his Heirs and Assigns for ever, [*or unto the said G. H., his Heirs and Assigns, as the Case may be; and any Uses to which the Grant is intended to enure, or any Trusts or Purposes upon or for which the Grantees are to hold the Premises, may be declared, either by setting out the same on the Grant, or by reference to any other Deed or Instrument; and if the Purchase is of a Rent which is meant to be extinguished, add* "to the Intent that the said [*here describe the Rent*] shall cease and be extinguished, and the said [*describe shortly the Premises on which the Rent is charged*] may be absolutely freed and for ever discharged from the same;" *or if the Purchase be of a Rent which is not meant to be extinguished, add* "and it is hereby declared that the said [*here describe the Rent*] shall not become extinguished by the Grant thereof hereby made, but shall subsist and continue for the Benefit of the Parties entitled thereto under this Grant."] In witness whereof we the said *A. B.* and *C. D.* have hereunto set our Hands and Seals, this Day of in the Year of our Lord

Omit the Parts within the Brackets if the Consideration does not exceed 100*l.*

A. B.
C. D.

Witness to the Execution by the said *A. B.* and *C. D.*

Form of Receipt.

RECEIVED, the Day of , of and from the above-named [*or if the Receipt is indorsed,* the within-named] *E. F.* the Sum of lawful Money of Great Britain, being the Consideration Money expressed in the above [*or* within] written Conveyance.

Witness our Hands, *A. B.* and *C. D.*

Form of the Conveyance to His Majesty of any Lands, &c. agreed to be received in Exchange by the Commissioners of His Majesty's Woods, Forests, and Land Revenues.

KNOW all Men by these Presents, That I *E. F.* of in the County of in consideration of the Conveyance to me by the Commissioners of His Majesty's Woods, Forests, and Land Revenues, on behalf of His Majesty, under the Authority of an Act passed [*here set forth the Title of this Act*], of [*here describe the Premises given in Exchange*], and also the Sum of paid to me by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, on behalf of His said Majesty, for Equality of Exchange, the Receipt whereof I hereby acknowledge [*this is to be omitted if Money is given for Equality of Exchange*] do by these Presents grant, bargain, and sell unto His Majesty, His Heirs and Successors, all that [*here describe the Premises received in Exchange on the Part of His Majesty, and any subsisting Leases, Contracts, or Charges affecting the same; and in case of Fuel Rights or other incorporeal Hereditaments, also describe the Lands, &c. which the same extend over*] to have and to hold the said [*shortly specify the Premises*] to His Majesty, His Heirs and Successors, in Right of His Crown [*here insert any Covenants for Title or other Covenants which may have been required from the Party with whom the Exchange is made*]. In witness whereof I the said *E. F.* have hereunto set my Hand and Seal, this Day of in the Year of our Lord

Witness to the Execution by the said *E. F.* } *E. F.*

Form

Form of Lease for Railways, or of Encroachments in the Royal Forests.

THESE are to witness, That in consideration of the annual Rent herein-after reserved, the Commissioners of His Majesty's Woods, Forests, and Land Revenues, for and on behalf of His Majesty, and in exercise of the Power given them in this Behalf by an Act passed in the Tenth Year of the Reign of His Majesty King George the Fourth, and intituled [*here set forth the Title of this Act*], do by these Presents demise, lease, and to farm let unto *X. Y.* of, &c., his Executors, Administrators, and Assigns, all [*describe the Parcels of Land, &c.*] to have and to hold the said [*Parcels*] hereby demised, and all Benefit and Advantage thereto belonging, unto him the said *X. Y.*, his Executors, Administrators, and Assigns, for and during the Term of Years from the Day of last, [*or from the Day of the Date of these Presents,*] or during the natural Lives of [*naming them*] and the Lives and Life of the Survivors and Survivor of them, yielding and paying for the same, by half-yearly Payments on the Day of and the Day of in each Year, to His Majesty, His Heirs and Successors, the annual Rent or Sum of , the first half-yearly Payment of the said annual Rent to be made on the Day of next. In witness whereof *A. B.* and *C. D.*, Two of the said Commissioners, have hereunto set their Hands and Seals, this Day of in the Year, &c.

Witness

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. LI.

An Act to amend the Law relating to the Employment of Children in Cotton Mills and Factories.

[19th *June* 1829.]

WHEREAS an Act was passed in the Sixth Year of His present Majesty King *George* the Fourth, intituled *An Act to make further Provisions for the Regulation of Cotton Mills and Factories, and for the better Preservation of the Health of young Persons employed therein:* And whereas the Provisions of the said Act have been defeated and set aside for Want of Form; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall not be deemed necessary in any Information, Summons, or Warrant issued in pursuance of the said recited Act, to set forth the Name or other Designation of each and every the Partners in any Cotton Mill or Factory, but that it shall be lawful to insert in such Information, Summons, or Warrant, the Name of the ostensible Proprietor or Title of the Firm by which the Proprietor or Proprietors of any such Mill or Factory are usually designated and known. 6 G. 4. c. 63.

In Informations under recited Act the Names of all the Partners not required to be inserted.

II. And be it further enacted, That the Service of such Summons or Warrant on any principal Manager, Conductor, or Clerk of any Cotton Mill or Factory, during the usual Hours of working such Cotton Mill or Factory, shall be good and lawful Service.

Service of Summons.

Not to be quashed for Informality.

III. And be it further enacted, That no Information filed, nor any Summons or Warrant served, as directed by the said recited Act or by this Act, shall be quashed for Informality or Want of Form.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. LII.

An Act to extend the Powers of an Act of the Fourth Year of His present Majesty, for enlarging the Powers of Justices in determining Complaints between Masters and Servants, to Persons engaged in the Manufacture of Silk.

[19th *June* 1829.]

WHEREAS an Act was passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to enlarge the Power of Justices in determining Complaints between Masters and Servants, and between Masters, Apprentices, Artificers, and others:* And whereas it is expedient to extend the Operation of the said Act; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Provisions of the said Act shall be extended to all Persons engaged, whether as Masters, Servants, Apprentices, or otherwise, in the several Manufactures, Trades, and Occupations mentioned in an Act passed in the Seventeenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for amending and rendering more effectual the several Laws now in being for the more effectual preventing of Frauds*

4 G. 4. c. 34.

Recited Act extended to all Persons engaged in the Manufactures mentioned in 17 G. 3. c. 56.

and

and Abuses by Persons employed in the Manufacture of Hats, and in the Woollen, Linen, Fustian, Cotton, Iron, Leather, Fur, Hemp, Flax, Mohair, and Silk Manufactures, and also for making Provisions to prevent Frauds by Journeymen Dyers, in the same Manner as if such Persons had been specially mentioned therein.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. LIII.

An Act to regulate the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of certain Ecclesiastical Courts in *England*. [19th *June* 1829.]

WHEREAS the Commissioners authorized and appointed by several Commissions and Warrants, as well from His late Majesty King *George* the Third, as from His present Majesty, to make a diligent Examination of the Duties, Salaries, and Emoluments of the several Officers, Clerks, and Ministers of Justice of and within all Ecclesiastical Courts (amongst other Courts) in *England*, and to inquire what Regulations might be fit to be established respecting such Duties, Salaries, and Emoluments, have, in pursuance of the said several Commissions and Warrants, made Two several Reports to His present Majesty, one dated the Sixteenth Day of *May* One thousand eight hundred and twenty-three, as to the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice of the Court of Arches, Prerogative Court, and Court of Peculiars of the Lord Archbishop of *Canterbury* respectively, and the other dated the Fourth Day of *July* One thousand eight hundred and twenty-three, as to the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice of the Consistory

sistory Court and Commissary Court of the Lord Bishop of *London* respectively: And whereas the said Commissioners have in their said several Reports recommended the Regulation of the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice of the said several Courts respectively, and it is expedient that such Recommendation of the said Commissioners should be carried into effect, and that some Provision should be made for the permanent Regulation of the said Duties, Salaries, and Emoluments; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful for the Official Principal of the said Court of Arches, together with the Chancellor of the Diocese of *London* and the Commissary of the Diocese of *Canterbury*, or together with either of them, and they are hereby required, to take into Consideration the said Reports and Recommendations of the said Commissioners, and to establish and ordain Tables of Fees to be thereafter taken by the several Officers, Clerks, and Ministers of the said several Courts respectively, such Tables respectively to contain the Fees recommended by the said Commissioners in their said Reports to be taken by the several Officers, Clerks, and Ministers of the said several Courts respectively, and no other Fees or Emoluments whatsoever; which Tables of Fees, when so established and ordained, shall be entered or enrolled in the Public Books or Records of the Courts to which they respectively relate, in such Manner as the Persons establishing the same shall think fit.

Tables of Fees to be established, and enrolled in the Books of the Courts.

II. And be it further enacted, That the Fees so established and ordained shall, from and after the Establishment and ordaining thereof, and the Entry or Enrolment of such Tables as aforesaid, and after Notice thereof given to the Officers, Clerks, and Ministers respectively whom they may concern, in such Manner as the Persons establishing the said Tables shall direct, be the lawful Fees of such Officers, Clerks, and Ministers respectively, and that none other (except such as may be altered or ordained as herein-after provided) shall be demanded, received, or taken by such Officers, Clerks, and Ministers respectively, under any Colour or Pretence what soever.

The Fees in such Tables to be the only lawful Fees.

III. And whereas some Alteration in such Tables of Fees, after the same shall have been so entered and enrolled as aforesaid, may from Time to Time become expedient and necessary; be it therefore enacted, That it shall and may be lawful for the said Persons for the Time being by whom such Tables of Fees shall be established as aforesaid from Time to Time to alter such Tables of Fees, and also to establish and ordain other reasonable, new, or additional Fees to be demanded, received, and taken by such Officers, Clerks, and Ministers respectively, and to cause such altered, new, or additional Fees to be entered or enrolled in the Public Books or Records of the Courts to which they respectively relate; and which altered, new, or additional Fees, when so entered or enrolled, shall be the lawful

Power to make Alterations or Additions in such Tables.

Fees of such Officers, Clerks, and Ministers: Provided always, that before such altered, new, or additional Fees shall be entered or enrolled in the Public Books or Records of the Courts to which they respectively relate, and before the same shall be demanded, taken, or received by the said Officers, Clerks, and Ministers respectively, the same shall be approved by the Lord Archbishop of *Canterbury* and the Lord Bishop of *London* respectively, as the same may relate to their respective Courts, and, if approved by them, shall be submitted to the Consideration of His Majesty's Privy Council, who may disallow the same or any Part thereof; and Notice shall be given in the *London Gazette* of such Submission to the Privy Council; and if, within the Space of Three Calendar Months from the Time of giving such Notice, the same shall not be disallowed by the Privy Council, such altered, new, or additional Fees, or such Part thereof as shall not be disallowed, shall, from and after the Expiration of the said Three Calendar Months, be deemed and taken to be lawful Fees, and shall be entered or enrolled as such in the Public Books or Records of the Courts to which they respectively relate, and added to the respective Tables of Fees accordingly.

Alterations or Additions to be approved previous to their Enrolment.

IV. And be it further enacted, That the several Tables of Fees so ordained and established as aforesaid, together with any subsequent Alterations that may from Time to Time be made therein as aforesaid, shall be respectively kept hung up in some conspicuous Part of the Office or Place of Business to which they relate; and that Extracts from such Tables shall be hung up in some conspicuous Part of the Office or Place of Business of each Officer, Clerk, or Minister of the said several Courts respectively, containing such Parts thereof as shall concern such Officer, Clerk, or Minister.

Tables of Fees to be hung up in the Offices to which they relate.

V. Provided always, and be it further enacted, That nothing in this Act contained shall extend to any Charges or Fees made or received by any Proctor of the same Courts, or of any of them, in respect of Business done by such Proctor in his Character and Profession of Proctor only, and not as such Officer, Clerk, or Minister as aforesaid.

Not to extend to Fees of Proctors.

VI. And whereas various important Duties are required to be performed by the Deputy Registrars and Clerks of Seats in the Office of the Prerogative Court, and by the other Officers, Clerks, and Ministers employed in the Registry and in other Offices of the several before-mentioned Courts, the due Performance of which it is expedient to regulate and enforce, and to provide for the due Qualification of the Persons appointed to such Offices; be it therefore enacted, That it shall and may be lawful for the said Persons for the Time being respectively herein-before authorized to establish Fees, and they are hereby required, forthwith to inquire into the Performance of such Duties, and from Time to Time to make such Regulations respecting the same, and the Performance thereof by the several Officers, Clerks, and Ministers aforesaid, as to them shall seem expedient; which Regulations, having been approved and confirmed

Power to make Regulations for due Performance of Duties.

confirmed by the Lord Archbishop of *Canterbury*, when they relate to the said Court of Arches, Prerogative Court, and Court of Peculiars, or either of them, and having been approved and confirmed by the Lord Bishop of *London*, when they relate to the said Consistory Court and Commissary Court, or either of them, shall be entered or enrolled in the Public Books or Records of the Courts to which they shall relate respectively, and shall from the Time of such Entry or Enrolment be in full Force with respect to such Officers, Clerks, and Ministers respectively, and binding upon them and each of them.

Appointment of Deputy Registrars, &c.

VII. And be it further enacted, That from and after the passing of this Act no Person shall be appointed to the Office of Deputy Registrar, Entering Clerk, Record Keeper, Clerk of the Seats, or Examiner in any of the said several Courts respectively, unless the Appointment of such Person to such Office shall be previously approved by the Judges for the Time being of the said several Courts respectively, and confirmed by the Archbishop of *Canterbury* or Bishop of *London*, as such Appointment may relate to the respective Courts of such Archbishop or Bishop, such Approbation and Confirmation to be signified in Writing, and to be registered.

As to the Appointment of Clerks of Seats.

VIII. And be it enacted, That no Person shall be hereafter appointed Clerk of a Seat in the Office of the said Prerogative Court, unless he be a Notary Public, and have duly served a Clerkship of Seven Years to a Proctor practising as such in One of the said Courts; and such Clerk of a Seat shall execute his Duties in Person, except when prevented by reasonable Cause; and when so prevented, he shall procure the Assistance of some other Notary Public, to be approved by the Judge: Provided always, that nothing herein contained shall extend or apply to any Clerk of a Seat in the Office of the Prerogative Court, duly appointed thereto before or at the Time of passing this Act.

Additional Court Days may be appointed, and Orders made for expediting Causes.

IX. And whereas Delay in the Progress of Causes in the said several Courts, and in the High Court of Delegates, is occasioned by some of the present Rules of Practice, and particularly by Rules respecting Causes proceeding *in pœnam contumaciæ*, where the Parties cited do not appear; be it therefore enacted, That it shall and may be lawful for the Judges for the Time being of the said Court of Arches, Prerogative Court, Court of Peculiars, Consistory Court, and Commissary Court respectively, from Time to Time to appoint new and additional Court Days for the Transaction of Business in their several Courts respectively, which new and additional Court Days shall, from and after the Appointment thereof as aforesaid, be regular Court Days for the Transaction of Business, to all Intents and Purposes; and to make Orders of Court for expediting and regulating the Proceedings in their several Courts, and to cause the said Orders to be entered or enrolled in the Public Books or Records of the several Courts to which they respectively relate, and which, when so entered, shall, until altered or revoked by the same Authority, be observed by such Courts respectively; and all such Orders

Orders for the expediting or regulating the Proceedings in any Causes, as far as the same are applicable to Cases of Appeal, shall be submitted to the Consideration of the Lord High Chancellor or Keeper of the Great Seal for the Time being, who may direct the same and any further Order or Orders to be observed as Rules of Practice by the said High Court of Delegates in all Causes to which such Rules and Orders respectively may relate or be applicable; and which Orders, when approved by the Lord Chancellor or Lord Keeper for the Time being, shall be entered as Rules of Practice in the Register Books of the said Court of Delegates, and be observed as such by the same Court accordingly, until altered or revoked by competent Authority.

Holidays.

X. And whereas great and unnecessary Inconvenience and Delay are occasioned by the numerous Holidays now kept in the Office of the said Prerogative Court; be it therefore enacted, That from and after the passing of this Act no Holidays shall be kept in the Office of the said Prerogative Court, except such as are observed as Holidays at His Majesty's Head Office of Stamps in *London*.

Court of Peculiars may be held in Doctors Commons.

XI. And whereas great Inconvenience arises from the said Court of Peculiars being held in the Vestry Room of *Bow* Church; be it therefore enacted, That from and after the passing of this Act the said Court of Peculiars shall and may be held in the Common Hall or Place of Judicature in *Doctors Commons;* and that all Process from and out of the said Court of Peculiars shall be returnable at such Place in *Doctors Commons;* and all the Business of the said Court of Peculiars shall be done and transacted in the said Place as fully and effectually to all Intents and Purposes whatsoever as if the same had been done and transacted in the said Vestry Room of *Bow* Church; any Usage to the contrary notwithstanding.

Officers shall continue and Business be transacted in the said Courts during the Vacancy of the Sees of Canterbury or London.

XII. And whereas great Inconvenience arises from the ceasing of the Functions of the Judges and other Officers, and the Suspension of Business in the several Courts of the Lord Archbishop of *Canterbury* and of the Bishop of *London* respectively, upon any Vacancy of their respective Sees; be it therefore enacted, That upon any Vacancy of the respective Sees of *Canterbury* and *London*, after the passing of this Act, the Judges and Officers for the Time being of the several Courts of the said Lord Archbishop of *Canterbury* and Bishop of *London* respectively shall during such Vacancy, and until the issuing of new Commissions in that Behalf, respectively continue to hold their respective Offices; and all Business in the several Offices of such Courts respectively shall be transacted and carried on during such Vacancy, and shall be as valid and effectual to all Intents and Purposes as if no such Vacancy had occurred.

Upon Death of Judges, the Surrogates, &c. to con-

XIII. And be it further enacted, That upon the Death of any of the Judges of the said several Courts, the Surrogates and other Officers

tinue until new Appointments.

Officers of the said several Courts appointed by such Judges respectively shall continue to exercise their respective Offices until a new Appointment shall be made by the Persons having competent Authority so to do.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. LIV.

An Act for directing Reports to be made respecting Gaols in *Scotland*. [19th *June* 1829.]

WHEREAS the Gaols in *Scotland* are in general insecure and incommodious, and it is necessary that sufficient Gaols should be there erected and maintained: And whereas it is expedient that satisfactory Information should be obtained from the Magistrates of Royal Burghs, and from the Justices of Peace in *Scotland*, in regard to the best Mode of improving the same; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Magistrates of every Royal Burgh of *Scotland* shall respectively prepare and transmit to One of His Majesty's Secretaries of State, on or before the Fifteenth Day of *November* next after the passing of this Act, a Report, setting forth the present State of the Gaol of which they respectively have Charge, in point of Accommodation, Security, and Repair; and in particular to say,

Magistrates of Royal Burghs to report the State of the Gaols before 15th November next.

First: What Number of Apartments such Gaol consists of; how they are respectively heated and ventilated; and what is the Length, Breadth, and Height of each; distinguishing those Apartments generally used for Prisoners confined on Criminal Warrants from those under other Warrants, and distinguishing the Apartments used for Males from those used for Females; also, showing how far each of such Apartments is sufficiently secure.

Second: The Number of Prisoners committed in the Course of the Two immediately preceding Years respectively; specifying the Number of Persons committed for Payment of Penalties under Revenue Statutes; and distinguishing Debtors from those committed on other Warrants, and Males from Females.

Third: The greatest Number of Prisoners confined at any One Time in each of the said Years respectively; distinguishing Debtors from those committed on other Warrants, and the Monthly Average Number of such Prisoners respectively during the said Periods.

Fourth: What Classification of Prisoners the Gaol admits of; whether Debtors have at any Time been confined or made to communicate with Prisoners under Criminal Warrants; and whether Prisoners, prior to Conviction, have been confined in the same Apartment or have been allowed to communicate with those who have been convicted.

Fifth: Whether any Airing Grounds are attached to the Gaol, and what may be the Extent thereof; what Provision is made, and Accommodation set apart, for Prisoners when sick, and what for Prisoners under Sentence of Death.

Sixth: The Number of Persons employed as Keepers and Under Keepers; the Salaries and Emoluments received by each; and whether they or any of them have any other Employment; whether they reside within the Gaol, or continue there during the Night.

Seventh: The Period when such Gaol was erected, and when it last received any material Addition, and of what Description and Extent such Addition was.

Eighth: By whom, at whose Expence, and whether by any and what Act of Parliament, such Gaol was erected or enlarged, and by whom it is maintained.

Ninth: Whether such Gaol is sufficient for its proper Purposes, in point of Size, Accommodation, Security, and Repair; and if insufficient, in which of such respects.

Tenth: If such Gaol be insufficient in any of the said respects, how far it may appear that it requires to be rebuilt, or to be enlarged, and to what Extent; and how far the present Site admits of such rebuilding or Enlargement, including Airing Ground.

Eleventh: Any additional Observations which may be deemed important.

Provided also, that the said Report shall set forth the Measures which may be considered the most proper to be adopted for remedying the Defects which may be so found to exist, and for establishing suitable Gaol Accommodation in the County within which such Burgh may be situated, together with the Mode in which the Expence attending the same ought reasonably to be defrayed, and if by more Parties than One, in what Proportion such Parties ought respectively to contribute.

Meetings of Justices to take State of Gaols into Consideration.

II. And be it enacted, That a Meeting of the Justices of the Peace of every County of *Scotland* shall be held in the Head Burgh thereof on the Twenty-eighth Day of *August* next after the passing of this Act, or where there is no Head Burgh in any such County, at the Place where the *Michaelmas* Head Court of Freeholders usually meets,

for the Purpose of taking into Consideration the State of the several Gaols situated in each County respectively.

What Persons shall have Voice at such Meetings.

III. And be it enacted, That no Person shall be entitled to have a Voice or Vote in this or any other Meeting of Justices of the Peace of every County, to be held under this Act, who shall not at the Time be possessed of the *Dominium utile* of Lands situated in such County valued at not less than One hundred Pounds *Scots* of valued Rent, excepting only the Sheriff Depute of the County, and in his Absence the Principal Sheriff Substitute thereof, any of whom, if County Justices, shall be entitled to act as Justices of the Peace under this Act, although they may not be possessed of the said Qualification: Provided always, that in the County of *Sutherland* any Justice of the Peace who shall be a proper Wadsetter of Lands in the said County valued at not less than One hundred Pounds *Scots* of valued Rent shall be entitled to act as a Justice under this Act.

Committees may be appointed at such Meetings to inspect Gaols;

IV. And be it enacted, That it shall and may be lawful for the Justices at the said Meeting, and they are hereby required, to appoint a Committee or Committees of their Number to inspect the said Gaols, and to report to an adjourned Meeting of the said Justices, to be held at such Time and Place as the said Justices may then fix upon, in regard to the present State of such Gaols in point of Accommodation, Security, and Repair, as to all and each of the several Particulars in respect to which the Magistrates of Royal Burghs are by the Provisions of this Act as aforesaid required to report.

who shall have free Access thereto.

V. And be it enacted, That the Keepers of Gaols shall give free Access thereto to the Members of such Committees, and shall exhibit to them all Records and other Documents relative to such Gaols, and otherwise afford to them every Information touching the same in their Power.

Committees to report to adjourned Meetings of Justices, who shall take the same into Consideration.

VI. And be it enacted, That the said Committees shall and they are hereby required forthwith to prepare a Report setting forth the Result of such Inquiry, and to present the same to such adjourned Meeting of the said Justices, who are hereby required to take the same into Consideration, and either then or at a subsequent adjourned Meeting to prepare a General Report, comprehending the Particulars so reported from their Committees, and setting forth the Measures most proper to be adopted for remedying the Defects which may be found to exist in such Gaols, and for establishing suitable Gaol Accommodation in the County, together with the Mode in which it shall appear to such Justices that the Expence attending the same ought reasonably to be defrayed, and if by more Parties than One, in what Proportions such Parties ought respectively to contribute.

Reports to be transmitted to Secretary of State, and to His Majesty's Advocate for Scotland.

VII. And be it enacted, That the said Justices shall and they are hereby required to transmit such Report to One of His Majesty's Secretaries of State on or before the Fifteenth Day of *November* next after the passing of this Act, and shall cause a Copy thereof to be transmitted to His Majesty's Advocate for *Scotland;* and the Magistrates of Royal Burghs shall in like Manner cause a Copy of the Reports

Reports to be furnished by them as aforesaid to be transmitted to His Majesty's Advocate for *Scotland*.

Contents of Reports to the Secretary of State.

VIII. And be it enacted, That the said Reports, so to be transmitted to the Secretary of State, shall also set forth the Mode in which Aliment is in use to be provided for Prisoners in such Gaols, distinguishing Civil Debtors from such Persons as are confined under Revenue Statutes, and Prisoners under Criminal Warrants before Conviction from those subsequent to Conviction; and the said Report shall also set forth any Changes in regard to the Mode of providing such Aliment which may have taken place, specifying at what Date such Change took place, and what may have been the Nature of the same, and further, in what Way and at whose Expence it shall appear reasonable to the said Magistrates of Burghs and Justices of the Peace respectively that such Aliment should in future be provided, and if by more Parties than One, in what Proportions such Parties ought respectively to contribute.

Joint Reports may be made by Burghs and Counties.

IX. And be it enacted, That it shall be held and taken to be a sufficient Compliance with the Provisions of this Act, that a Report in Terms thereof be furnished by the Magistrates of the Burghs and the Justices of the Peace for any County jointly, where these Parties may mutually agree as to the Tenor of the same.

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ANNO DECIMO

GEORGII IV. REGIS.

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CAP. LV.

An Act for the more effectual Recovery of Small Debts, and for diminishing the Expences of Litigation in Causes of small Amount, in the Sheriff Courts in *Scotland*. [19th *June* 1829.]

WHEREAS an Act was made in the Sixth Year of the Reign of His present Majesty, intituled *An Act for the more easy Recovery of Small Debts in the Sheriff Courts in* Scotland, the Provisions of which have been found beneficial; but Experience has pointed out certain Alterations by which its Benefits will be extended and rendered more effectual, and it is expedient that such Alterations and the former Provisions should be consolidated in One Act: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act shall be and the same is hereby repealed from and after the First Day of *September* next, save and except as to such Causes as shall have been commenced under the Authority of the said recited Act before the said First Day of *September* next, and shall be then depending; all which Causes shall be carried to a Conclusion, according to the Rules prescribed by the said Act, notwithstanding this Act. 6 G. 4. c. 24. Recited Act repealed, after 1st Sept. next, except as to Causes then commenced.

II. And be it enacted, That from and after the First Day of *September* next, it shall be lawful for any Sheriff in *Scotland*, within his Sheriffs may hear and determine

Causes for Sums under 100*l.* Scots in a summary Way.

his County, to hear, try, and determine in a summary Way, as more particularly herein-after mentioned, all Civil Causes, and all Prosecutions for statutory Penalties, that may be competently brought before him, wherein the Debt, Demand, or Penalty concluded for shall not exceed the Value of One hundred Pounds *Scots*, exclusive of Expences and Fees of Extract: Provided always, that the Pursuer or Prosecutor shall in all Cases be held to have passed from and abandoned any remaining Portion of any Debt, Demand, or Penalty beyond the Sum actually concluded for in any such Cause or Prosecution.

Providing Forms of Proceedings.

III. And be it enacted, That all such Causes and Prosecutions, which the Pursuers or Prosecutors thereof shall choose to have heard and determined according to the summary Mode hereby provided, shall proceed, except as herein-after provided in regard to Forthcomings, upon Summons or Complaint, agreeably to the Form in Schedule (A.) subjoined to this Act, stating shortly the Origin of Debt or Ground of Action, and concluding against the Defender; which Summons or Complaint, being signed by the Sheriff Clerk, shall be a sufficient Warrant and Authority to any Sheriff's Officer for summoning the Defender to appear and answer at the next Sheriff Court after the Date of the Citation, not being sooner than upon the Sixth Day after such Citation, and also for summoning such Witnesses and Havers as either Party shall require; and a Copy of the said Summons or Complaint, with the Citation annexed, and also a Copy of the Account, if any, shall be served at the same Time by the Sheriff's Officer on the Defender personally, or at his Dwelling Place, in which last Case, if the Defender shall not appear, he shall be cited a Second Time personally, or at his Dwelling Place, upon the Words *de novo* being either subjoined to the original Summons, and signed by the Sheriff Clerk, or written in the Procedure Book kept by the Clerk, and signed by the Sheriff, to appear at the next Court after the Date of the said Citation, not being sooner than the Sixth Day after such Citation; and if the Defender has been cited for the first Time to a Diet of Court not sooner than Twelve free Days from the Date of the Citation, it shall be lawful for the Sheriff's Officer, in case the Defender shall not have been personally found at the First Citation, to cite him a Second Time, either personally or at his Dwelling Place, to the same Diet of Court, on the Authority of the original Warrant, and without previously returning an Execution of the First Citation, provided that such Second Citation shall not be given sooner than upon the Sixth Day after the Date of the First Citation, nor later than upon the Sixth Day before the Diet of Court to which the Defender is so cited for the Second Time; and the Officer summoning Parties, Witnesses, or Havers, shall in all Cases under this Act return an Execution of Citation signed by him, or shall appear and give Evidence on Oath of such Citation having been duly made, and all such Citations given by an Officer alone without Witnesses, and Executions thereof subscribed by such Officer, shall be good and effectual to all Intents and Purposes.

Arrestment of Goods of Defender.

IV. And be it enacted, That the Pursuer of any Civil Cause may obtain a Warrant, signed by the Sheriff Clerk of the County within

which the Defender resides, agreeably to the Form in Schedule (B.) subjoined to this Act, for Arrestment, on the Dependence of the Action, of any Money, Goods, or Effects to an Amount or Extent not exceeding the Value of One hundred Pounds *Scots*, owing or belonging to such Defender, in the Hands of any Third Party, and may at any Time before Decree is pronounced in the Cause, provided such Time does not exceed Sixty Days from the Date of such Warrant, use Arrestment thereon against such Money, Goods, and Effects owing or belonging to such Defender, either within the County in which such Warrant shall have been issued, or in any other County or Counties: Provided always, that before using such Warrant in any other County, it shall be presented to and indorsed by the Sheriff Clerk of such other County, who is hereby required to make such Indorsement on Payment of the Fee herein-after mentioned; and provided also, that any Arrestment laid on under the Authority of this Act shall, on the Expiry of Three Months from the Date thereof, cease and determine without the Necessity of a Decree or Warrant of loosing the same, unless such Arrestment shall be renewed by a Special Warrant or Order, duly intimated to the Arrestee, in which Case it shall subsist and be in force for the like Time and under the like Conditions as under the original Warrant, or unless an Action of Forthcoming, in manner herein-after provided, shall have been raised before the Expiry of the said Period of Three Months, in which Case the Arrestment shall subsist and be in force until the Termination of such Action of Forthcoming.

For providing how Arrestments may be loosed.

V. And be it enacted, That when any Arrestment shall have been used on the Dependence of any Action, it shall be competent to the Defender to have such Arrestment loosed, on lodging with the Sheriff Clerk of the County in which such Arrestment shall have been used a Bond or Enactment of Caution, by One or more good and sufficient Cautioners, to the Satisfaction of such Sheriff Clerk, agreeably to the Form in Schedule (B.) subjoined to this Act, or on consigning in the Hands of such Sheriff Clerk the Amount of the Debt or Demand, and a reasonable Sum for Expences, or on producing to such Sheriff Clerk Evidence of the Defender having obtained Decree of Absolvitor in the Action, or of his having paid the Sums decerned for, or of his having consigned in the Hands of the Clerk of the Court in which the Action depended the Sums decerned for, or the Amount of the Debt or Demand, and a reasonable Sum for Expences, when no Decree has yet been pronounced; and a Certificate by the Sheriff Clerk of the County in which such Arrestment shall have been used, of a Bond or Enactment of Caution to the Extent of the Debt or Demand, and Expences, having been lodged with him, or of Consignation as above provided having been made in his Hands, shall be a sufficient Authority for obtaining a Warrant for loosing any other Arrestment used on the Dependence of the same Action, without any other Caution being found, or any other Consignation being made by the Defender.

Rendering Arrestments effectual.

VI. And be it enacted, That any Person entitled to pursue an Action of Forthcoming, where the Sum or Demand shall not exceed the Value of One hundred Pounds *Scots*, exclusive of Expences and

and Fees of Extract, who shall choose to have the same heard and determined according to the summary Mode provided by this Act, shall proceed by Summons or Complaint agreeably to the Form in Schedule (C.) subjoined to this Act, concluding for Payment of the Sum for which Arrestment has been used, or for Delivery of the Goods and Effects arrested, which Summons or Complaint, being signed by the Sheriff Clerk of the County in which the Arrestee resides, shall be a sufficient Warrant and Authority to any Sheriff's Officer for summoning the Arrestee and the Common Debtor to appear and answer at a Sheriff Court of the County in which the Arrestee resides, the same not being sooner than the Sixth Day after the Date of Citation, and also for summoning Witnesses and Havers for all Parties; and in the Event of the Common Debtor not residing and not being found within the County in which such Action of Forthcoming shall be brought, he may be cited in any other County on the said Warrant, the same being first presented to and indorsed by the Sheriff Clerk of such other County, who is hereby required to indorse the same on Payment of the Fee herein-after mentioned, to appear at a Sheriff Court in the County in which the Arrestee resides, the same not being sooner in such Case than on the Twelfth Day after the Date of Citation: Provided always, that the Arrestee and the Common Debtor shall be cited to appear on the same Court Day, and that a Copy of the said Summons or Complaint, with the Citation annexed thereto, shall be served by the Sheriff's Officer on every Defender personally, or at his Dwelling Place, all in the same Manner and under the like Conditions as to Citation as herein-before provided in other Causes and Prosecutions under Authority of this Act, but always allowing to a Party cited to appear in the Sheriff Court of a different County from that in which the Citation shall be given Double the Time required by this Act to be allowed to a Party cited to appear in the Sheriff Court of the County within which the Citation shall be given.

Compelling Attendance of Witnesses.

VII. And be it enacted, That every Officer of Court to whom any Warrant as aforesaid for citing Witnesses and Havers shall be entrusted, shall cite such Witnesses or Havers as any Party shall require; and all such Warrants shall have the same Force and Effect in any other County as in the County where they are originally issued, the same being first presented to and indorsed by the Sheriff Clerk of such other County, who is hereby required to indorse the same, on Payment of the Fee herein-after mentioned; and if any Witness or Haver, duly cited, shall fail to appear, it shall be competent to any Party for whom such Witness or Haver is summoned, to apply for a new Warrant to compel his Attendance at the next Court, or any subsequent Court to which the Case may be adjourned; which Warrant shall require him to attend to give Evidence, under a Penalty not exceeding Forty Shillings, unless a reasonable Excuse be offered and sustained; and every such Penalty shall be paid to the Party applying for the new Warrant as aforesaid, and shall be recovered in the same Manner as other Penalties under this Act, without Prejudice always to Letters of Second Diligence, for compelling Witnesses and Havers to attend as at present competent; and it shall be no Objection to any Witness that such Witness

Witness has appeared without Citation, or without having been regularly cited.

Hearing and Judgment.

VIII. And be it enacted, That when the Parties shall appear the Sheriff shall hear them *viva voce*, and examine Witnesses or Havers upon Oath, and may also examine the Parties, and may put them or any of them upon Oath, and may pronounce Judgment; and the Decree stating the Amount of the Expences, if any, found due to any Party, (which may include personal Charges, if the Sheriff think fit,) and containing Warrant for Arrestment, and for Poinding and Imprisonment, shall be annexed to the Summons or Complaint, and on the same Paper with it, agreeably to the Form in Schedule (A.) subjoined to this Act; which Decree and Warrant, being signed by the Clerk, shall be a sufficient Authority for instant Arrestment, and also for Poinding and Sale, and Imprisonment, Six free Days from the Date of the Decree, if the Party against whom it shall have been given was personally present when it was pronounced, but if he was not so present, Poinding and Sale, and Imprisonment, shall only proceed after a Charge of Six free Days, by serving a Copy of the Complaint and Decree on the Party personally or at his Dwelling Place; and if any Decree shall not be enforced by Poinding or Imprisonment within a Year from the Date thereof, or from a Charge for Payment given thereon, such Decree shall not be enforced without a new Charge duly given as aforesaid.

Arrestment.

Procurators, &c. not to appear or plead, nor Pleadings, &c. entered, without Leave of Court.

IX. And be it enacted, That no Procurators, Solicitors, nor any Persons practising the Law, shall be allowed to appear or plead for any Party without Leave of the Court; nor shall any of the Pleadings, Arguments, Minutes, or Evidence be reduced to Writing, or be entered upon any Record, unless with Leave of the Court first had and obtained, in consequence of any Difficulty in point of Law, or special Circumstances of any particular Case: Provided always, that when the Sheriff shall order any Pleadings, Arguments, Minutes, or Evidence to be reduced to Writing, every Case in which such Order shall be made shall thenceforth be conducted according to the ordinary Forms and Proceedings in Civil Causes and in Prosecutions for statutory Penalties, and shall be disposed of in all respects as if this Act had not been passed.

Parties not appearing or making sufficient Excuse, to be held confessed.

X. And be it enacted, That any Defender who has been duly cited personally, or by Two Citations at his Dwelling Place, failing to appear personally or by One of his Family, or by such Person as the Sheriff shall allow, shall be held confessed, and the other Party shall obtain Decree against him; and in like Manner, if the Pursuer or Prosecutor shall fail to appear personally, the Defender shall obtain Decree of Absolvitor, unless in either Case a sufficient Excuse for Delay shall be stated; on which Account, or on account of the Absence of Witnesses, or any other good Reason, it shall at all Times be competent for the Sheriff to adjourn any Case to the next or any other Court Day, and to ordain the Parties and Witnesses then to attend.

Re-hearing in Cases of Decree in Absence.

XI. And be it enacted, That where a Decree has been pronounced in Absence of a Defender, it shall be competent for him, upon consigning the Sum decerned for in the Hands of the Clerk, at any Time before the Days of the Charge shall elapse, to obtain from the Clerk a Warrant, signed by him, sisting Execution till the next Court Day, or to any subsequent Court Day to which the same may be adjourned, and containing Authority for citing the other Party, and Witnesses and Havers for both Parties; and the Clerk shall be bound to certify to the Sheriff on the next Court Day every such Application for Re-hearing and Sist granted; and such Warrant being duly served upon the other Party personally, or by Two Citations at his Dwelling Place, in the Manner provided in other Cases by this Act, shall be an Authority for re-hearing the Cause; and in like Manner, where Absolvitor has passed in Absence of the Pursuer or Prosecutor, it shall be competent for him, at any Time within One Calendar Month thereafter, upon consigning in the Hands of the Clerk the Sum awarded by the Sheriff in his Decree of Absolvitor as the Expences for the Defender and his Witnesses, to obtain a Warrant, signed by the Clerk, for citing the Defender and Witnesses for both Parties, which Warrant, being duly served upon the Defender personally, or by Two Citations at his Dwelling Place, in the Manner provided in other Cases by this Act, shall be an Authority for re-hearing the Cause, as hereby provided in the Case of a Re-hearing at the Instance of the Defender; the said Sum of Expences, awarded by the Sheriff and consigned as aforesaid, being in every Case paid over to the Defender, unless the contrary shall be specially ordered by the Court; and all such Warrants for Re-hearing shall be in force, and may be served by an Officer of the County where they are issued, in any other County, without Indorsation, or other Authority than this Act.

Books of Causes, &c. to be kept.

XII. And be it enacted, That the Sheriff Clerk shall keep a Book, wherein shall be entered all Causes conducted under the Authority of this Act, setting forth the Names and Designations of the Parties, and whether present or absent at the Calling of the Cause, the Nature and Amount of the Claim, and Date of giving it in, the Mode of Citation, the several Deliverances or Interlocutors, and the final Decree, with the Date thereof; which Book shall be signed each Court Day by the Sheriff, and the said Entries by the Clerk shall be according to the Form in Schedule (D.) subjoined to this Act, or with such Addition as the Sheriff shall appoint; and the Sheriff Clerk shall also keep a Book or Books, containing a Register or Registers of all Indorsations of Decrees and Warrants issued in other Counties, and of all Warrants for Arrestment on the Dependence, and of all Loosings of Arrestment, and of all Reports of Poindings, and Sales of Goods and Effects arrested, which Registers shall be open and patent, at Office Hours, to all concerned, on Payment of the Fee herein-after mentioned.

Power to direct Payment by Instalments.

XIII. And be it enacted, That the Sheriff may, if he think proper, direct the Sum or Sums found due, to be paid by Instalments weekly, monthly, or quarterly, according to the Circumstances of

the Party found liable, and under such Conditions or Qualifications as he shall think fit to annex.

Decrees may be enforced in any other County.

XIV. And be it enacted, That any Decree obtained under this Act may be enforced against the Person or Effects of any Party in any other County, as well as in the County where the Decree is issued: Provided always, that such Decree, or an Extract thereof, shall be first produced to and indorsed by the Sheriff Clerk of such other County, who is hereby required to make such Indorsement, on Payment of the Fee herein-after mentioned.

Appraisement and Sale of Effects.

XV. And be it enacted, That the Poinding and Sale shall be carried into effect by the Officer in a summary Way, by getting the Effects poinded duly appraised by Two Persons, who may also be Witnesses to the Poinding, and leaving an Inventory or List thereof for the Party whose Effects are poinded, and carrying such Effects either to the nearest Market Town or to the nearest Village, and selling the same to the highest Bidder by public Roup, between the Hours of Eleven Forenoon and Three Afternoon, at the Cross or such most public Place, on previous Notice of at least Two Hours by the Crier, but reserving to the Sheriff, by such General Regulation or Special Order in any particular Case, as he shall think fit, to appoint a different Hour or Place for the Sale, or a longer or different Kind of Notice to be given of the Time of selling; and the Overplus of the Price, if there shall be any, after Payment of the Sums decerned for, and the Expences, if Expences are awarded, including what is allowed by this Act for Poinding and Sale, shall be returned to the Owner; or if the Effects are not sold, the same shall be delivered over at the appraised Value to the Creditor, to the Amount of the Sum decerned for, and Expences, if awarded, and the Allowances for Poinding and Sale; and a Report of the Poinding and Sale and Proceeds, or of the Delivery of the Effects, shall in every Case be made by the Officer to the Sheriff Clerk within Eight Days thereafter, agreeably to the Form in Schedule (D.) subjoined to this Act; and where the Sheriff shall order a Sale of Goods or Effects arrested, the same Course of Proceeding shall be adopted as is above directed in the Case of Poinding and Sale; and no Officer to whom the Enforcement of Decrees or Warrants in Cases falling under this Act may be committed, shall be liable to any Penalty, Fine, or Punishment for selling Goods or Effects, under Authority of such Decrees or Warrants, by public Auction, although such Officer may not be licensed as an Auctioneer; any thing in any Act or Acts to the contrary notwithstanding.

Actions for Damages by Riot under 3 G. 4. c. 33., and for Recovery of Assessments, authorized by 9 G. 4. c. 39., may be determined by this Act.

XVI. And be it enacted, That all Actions of Damages for Compensation for Loss or Injury by the Act or Acts of any unlawful, riotous, or tumultuous Assembly in *Scotland*, or of any Person engaged in, or making Part thereof, authorized to be brought by an Act passed in the Third Year of His present Majesty's Reign, where the Sum concluded for does not exceed One hundred Pounds *Scots*; as also all Actions for Recovery of Assessments by virtue of an Act passed in the Ninth Year of His present Majesty's Reign, intituled *An Act for the Preservation of the Salmon Fisheries in* Scotland, may be heard and

and determined in the summary Way provided by this Act, and this notwithstanding the Amount of such Assessments shall exceed One hundred Pounds *Scots*.

Holding Courts at other than usual Places.

XVII. And be it enacted, That at all Times when the Sheriff of any Shire shall judge it expedient to hold Courts for the Purposes of this Act, whether in Time of Session or of Vacation, at any other than the usual Place or Places for holding the same, or shall be directed so to do by His Majesty's Warrant, as provided in other Cases by Act of Parliament, the Sheriff Clerk is hereby required to attend at such Times and Places, and to find the necessary Accommodation for holding such Courts all on his own Charges and Expences, in respect of the Fees allowed by this Act.

20 G.2. c. 43.

Decree not subject to Appeal, except as herein provided.

XVIII. And be it enacted, That no Decree given by any Sheriff in any Cause or Prosecution raised under the Authority of this Act, where the Sheriff shall not have ordered any Pleadings, Arguments, Minutes, or Evidence to be reduced to Writing, shall be subject to Advocation, Suspension, or Appeal, or any other Form of Review or Stay of Execution, other than herein-before provided, either on the Merits or on account of any Omission in the Proceedings, or of any Irregularity or Informality, or on any Ground or Reason whatever, excepting only an Appeal on the Ground of Corruption or Malice and Oppression on the Part of the Sheriff, to the next Circuit Court of Justiciary, or where there are no Circuit Courts, to the High Court of Justiciary at *Edinburgh*, in the Manner and by and under the Rules, Limitations, Conditions and Restrictions contained in an Act passed in the Twentieth Year of the Reign of King *George* the Second, for taking away and abolishing the Heritable Jurisdictions in *Scotland*.

20 G. 2. c. 43.

Fees to be taken.

XIX. And be it enacted, That the following and no other or higher Fees shall be allowed to be taken for any Matters done in any Cause or Prosecution raised under the Authority of this Act:

CLERKS FEES:

Summons, One Shilling.
Each Copy for Service, Sixpence.
Entering in Procedure Book, Sixpence.
Warrant to cite *de novo*, and re-entering, Sixpence.
Warrant to arrest on Dependence, and entering in Book, One Shilling.
Loosing Arrestment, One Shilling.
Bond of Caution, One Shilling and Sixpence.
Second Diligence for compelling Witnesses or Havers to attend, One Shilling.
For every Oath of Witness, Four-pence.
For every Oath of Party, One Shilling.
Decree, Sixpence.
Re-hearing, One Shilling and Sixpence.
Indorsation of Decree or Warrant, and entering in Book, One Shilling.

Receiving

Receiving Report of Poinding and Sale, and entering in Book, One Shilling and Sixpence.
Inspection of Book or Books of Indorsations and Reports, Sixpence.

OFFICERS FEES, INCLUDING ASSISTANTS:

First Citation of a Party, and Execution, if Citation given personally, One Shilling.
Ditto, ditto, if Citation not given personally, Sixpence.
Second ditto, ditto, personally or not, Sixpence.
Citation of a Witness or Haver, Sixpence.
Charging on Decree and returning Execution of Charge, One Shilling.
Arrestment and returning Execution thereof, Sixpence.
Intimation of loosing Arrestment and Execution thereof, Sixpence.
Poinding and Inventory, Two Shillings and Sixpence.
Sale and Report, Two Shillings and Sixpence.
Enforcing Warrant of Imprisonment, Three Shillings.
Officer's travelling Expences, for each complete Mile from the Court House or the Residence of the Officer employed, the Distance travelled in returning after Execution of the Duty not to be reckoned, Five-pence.
Assistants, each, *per* Mile, in the same Manner, Four-pence.

CRIER'S FEE.

For calling each Cause, One Penny.

And the said Fees shall be subject to Modification in Causes of very small Amount, or where the Complaint is directed against Two or more Defenders.

Table of Fees to be printed and hung up.

XX. And be it enacted, That an exact Copy of the immediately preceding Section of this Act shall be printed on each Summons or Complaint, and on each Service Copy thereof; and shall also be at all Times hung up in every Sheriff Clerk's Office, and in every Sheriff Court Place, during the holding of any Sheriff's Small Debt Court; and any Sheriff Clerk, from whose Office any Summons or Service Copy thereof shall be issued, not having such Copy of the said Section printed thereon, or at any Time omitting to have such Copy hung up in his Office, or in the Sheriff Court Place as aforesaid, shall be liable in a Penalty not exceeding Forty Shillings, to be recovered at the Instance of any Person who shall prosecute for the same, and to be disposed of as the Sheriff shall direct.

Officers neglecting Duty, to be fined.

XXI. And be it enacted, That in all or any of the Cases above mentioned, where any Decree or Warrant shall have been indorsed as aforesaid, the Sheriff's Officers of the County where such Decree or Warrant has been originally issued, as well as of any County wherein the same is indorsed, are hereby authorized and required to obey and enforce such Decree or Warrant within such other County; and any Sheriff's Officer failing to report any Poinding and Sale as above directed, or violating or neglecting any other Duty entrusted

to him under this Act, or wilfully acting contrary to any Provision thereof, shall be liable in a Penalty not exceeding Forty Shillings, to be recovered at the Instance of any Person aggrieved thereby, and to be disposed of as the Sheriff shall direct, reserving always all further Claim of Damages otherwise competent against any such Officer, and without Prejudice to the Sheriff's lawful Authority to remove and punish all Officers of his Court for Misbehaviour or Malversation in Office.

Privileged Persons not exempt.

XXII. And be it enacted, That no Person shall be exempt from the Jurisdiction of the Sheriff, in any Cause or Prosecution raised under the Authority of this Act, on account of Privilege, as being a Member of the College of Justice.

Expences to be taxed.

XXIII. And be it enacted, That in all Causes and Prosecutions wherein the Debt, Demand, or Penalty shall not exceed the Value of One hundred Pounds *Scots*, exclusive of Expences and Fees of Extract, which shall in future be brought or carried on before any Sheriff Court not according to the summary Form herein provided, it shall be lawful for any Sheriff, notwithstanding, to allow no other or higher Fees to be taken than those above mentioned.

Explanation of Words.

XXIV. And be it enacted, That in all Cases in this or any Act passed or to be passed affecting *Scotland*, where any of the Terms Sheriff, Sheriff Clerk, Shire, Sheriffdom, or County, shall be used, the same shall be deemed and taken to apply to any Stewart, or Stewart Clerk, or Stewartry in *Scotland*.

SCHEDULE (A.)

No. 1.

SUMMONS OF COMPLAINT in a CIVIL CAUSE.

A. B. Sheriff of the Shire of to Officers of Court, jointly and severally.

WHEREAS it is humbly complained to me by *C. D.* [*design him*], that *E. F.* [*design him*] Defender is owing the Complainer the Sum of [*here insert the Origin of Debt or Ground of Action*], which the said Defender refuses or delays to pay; and therefore the said Defender ought to be decerned and ordained to make Payment thereof to the Complainer, with Expences: Herefore it is my Will, that on Sight hereof ye lawfully summon the said Defender to compear before me or my Substitute in the Court House at upon the Day of at of the Clock, to answer at the Complainer's Instance in the said Matter, with Certification, in case of Failure, of being held as confessed; requiring you also to deliver to the Defender a Copy of any Account pursued for, and that ye cite Witnesses and Havers for both Parties to compear at the said Place and Date, to give Evidence in the said Matter. Given under the Hand of the Clerk of Court at the Day of

J. P. Sheriff Clerk.

No. 2.

CITATION for DEFENDER.

E. F. Defender above designed, You are hereby summoned to appear and answer before the Sheriff, in the Matter, and at the Time and Place, and under the Certification set forth in the above Copy of the Summons or Complaint against you.

This Notice* served upon the Day of by me,

J. T. Sheriff Officer.

* If there is an Account, the Officer must serve a Copy of it along with the Copy of the Summons or Complaint, and add here, "with a Copy of the Account."

No. 3.

EXECUTION of CITATION of DEFENDER.

UPON the Day of Eighteen hundred and I duly summoned the above-designed *E. F.* Defender, to appear and answer before the Sheriff, in the Matter, and at the Time and Place, and under the Certification above set forth.

This

This I did by leaving a full Copy of the above Summons or Complaint, with a Citation thereto annexed,* for the said Defender [*in his Hands personally or otherwise, as the Case may be*].

J. T. Sheriff Officer.

* If there is an Account, the Officer must serve a Copy of it along with the Copy of the Summons or Complaint; and that being done, add here the Words, "and a Copy "of the Account."

No. 4.

CITATION for WITNESSES.

M. N. [*design him*] You are hereby summoned to appear before the Sheriff of the Shire of or his Substitute, in the Court House at upon the Day of Eighteen hundred and at of the Clock, to bear Witness for the [Pursuer *or* Defender, *as the Case may be*] in the Summons or Complaint, at the Instance of *C. D.* [*design him*] against *E. F.* [*design him*].

This Notice, served on the Day of by me,

J. T. Sheriff Officer.

No. 5.

EXECUTION of CITATION of WITNESSES.

UPON the Day of Eighteen hundred and I duly summoned *M. N.* &c. [*design them*] to appear before the Sheriff of the Shire of or his Substitute, in the Court House at upon the Day of Eighteen hundred and at of the Clock, to bear Witness for the in the Summons or Complaint at the Instance of *C. D.* [*design him*] against *E. F.* [*design him*]. This I did by delivering a just Copy of Citation, signed by me, to the said *M. N.* [*personally or otherwise, as the Case may be*].

J. T. Sheriff Officer.

No. 6.

DECREE for PURSUER in a CIVIL CAUSE.

AT the Day of One thousand eight hundred and the Sheriff of the Shire of finds the within-designed Defender liable to the also within-designed Pursuer in the Sum of with of Expences, and decerns and ordains instant Execution by Arrestment, and also Execution to pass hereon by Poinding and Sale and Imprisonment, after free Days.

J. P. Sheriff Clerk.

No. 7.

SUMMONS or COMPLAINT for STATUTORY PENALTY.

A. B. Sheriff of the Shire of to
Officers of Court jointly and severally.

WHEREAS it is humbly complained to me by *C. D.* Procurator Fiscal of Court, [*or, where a private Party only,*] *G. H.* [*or, where a private Party prosecutes with Concurrence of the Procurator Fiscal,*] *G. H.* with Concurrence of *C. D.* Procurator Fiscal of Court, that *E. F.* Defender has incurred the Penalty of imposed by the Act of Parliament [*mention the Act,*] the said Defender having [*state the Offence, specifying Time and Place*]: Therefore the said Defender ought to be decerned and ordained to make Payment of the said Penalty, with Expences, [*state to whom and in what Proportions payable*]: Herefore it is my Will, that on Sight hereof ye lawfully summon the said Defender to compear before me or my Substitute, in the Court House at upon the Day of at of the Clock, to answer at the Complainer's Instance in the said Matter, with Certification, in case of Failure, of being held as confessed; and that ye cite Witnesses and Havers for both Parties to compear at the same Place and Date, to give Evidence in the said Matter. Given under the Hand of the Clerk of Court, at the Day of

J. P. Sheriff Clerk.

Concurs *C. D.* Procurator Fiscal.

[*For Citation for Defender, and Execution thereof, and Citation for Witnesses, and Execution thereof, see Nos. 2, 3, 4, and 5 respectively.*]

No. 8.

DECREE for PROSECUTOR IN PROSECUTION for PENALTY.

AT the Day of One thousand eight hundred and the Sheriff of the Shire of finds that the within-designed *E. F.* Defender has incurred the Penalty of as libelled, payable to [*if there is a Power to mitigate, and a Mitigation, add,* "which is hereby mitigated to the Sum of "]; and also finds the said Defender liable in of Expences to the Complainer, and decerns and ordains instant Execution by Arrestment, and also Execution by Poinding and Sale and Imprisonment, after free Days.

J. P. Sheriff Clerk.

No. 9.

DECREE of ABSOLVITOR, with EXPENCES.

[*The following will answer either for Civil Causes or Prosecutions for Penalties.*]

AT the Day of One thousand eight hundred and the Sheriff of the Shire of assoilzies the within-designed *E. F.* Defender from the within Complaint, and finds the within-designed *C. D.* Pursuer liable to him in the Sum of of Expences, the Expence of extracting the Decree included; and decerns and ordains instant Execution by Arrestment, and also Execution to pass hereon by Poinding and Sale and Imprisonment, after free Days.

J. P. Sheriff Clerk.

No. 10.

CHARGE on DECREE.

E. F. above designed, You are hereby charged to implement the Decree, of which, and of the Complaint whereon the same proceeded, the above is a Copy, within Six Days from this Date, under Pain of Poinding and Sale and Imprisonment, without further Notice. This Charge given by me, on the Day of before these Witnesses *O. P.* and *Q. R.* [*design them*].

J. T. Sheriff Officer.

No. 11.

EXECUTION of CHARGE.

[*To be on the same Paper with the Complaint and Decree.*]

ON the Day of Eighteen hundred and I duly charged *E. F.* above designed to implement the above Decree within the Time and under the Pains therein expressed. This I did by delivering a just Copy of the foregoing Complaint and Decree, and a Charge thereto annexed, subscribed by me, to the said *E. F.* [*personally, or as the Case may be,*] before these Witnesses, *O. P.* and *Q. R.* [*design them*] hereto with me subscribing.

J. T. Sheriff Officer.

O. P. Witness.
Q. R. Witness.

SCHEDULE (B.)

WARRANT for ARRESTMENT on the DEPENDENCE of an ACTION.

A. B. Sheriff of the Shire of to Officers of Court, jointly and severally.

WHEREAS it is humbly shown to me by *C. D.* [*design him*] Complainer, that he has raised an Action before me against *E. F.* [*design him*], concluding that the said Defender ought to be decerned and ordained to make Payment to the said Complainer of [*here state the Conclusions of the Summons or Complaint*] conform to Summons or Complaint given under the Hand of the Clerk of Court at on the Day of ; and that the said Defender, to the Prejudice of the Complainer, intends to uplift and dispose of all Sums of Money, Goods, and Effects owing or belonging to the said Defender: Herefore it is my Will, that on Sight hereof ye lawfully fence and arrest all Sums of Money, Goods, and Effects whatsoever owing or belonging to the said Defender, wherever or in whose Hands soever the same can be found, to an Amount or Extent not exceeding the Value of One hundred Pounds Scots, in the Hands of any Arrestee, all to remain under sure Fence and Arrestment at the Complainer's Instance, until due Consignation be made, or until sufficient Caution be found as accords of Law. Given under the Hand of the Clerk of Court at the Day of

J. P. Sheriff Clerk.

ARRESTMENT on the DEPENDENCE of an ACTION.

BY virtue of a Warrant of the Sheriff of the Shire of given under the Hand of the Clerk of Court at on the Day of for Arrestment on the Dependence of an Action raised before the said Sheriff, at the Instance of *C. D.* [*design him*] Complainer, against *E. F.* [*design him*] Defender, I hereby fence and arrest in the Hands of you *K. L.* [*design him*] all Sums of Money owing by you to the said Defender, or to any other Person, for his Use and Behoof, and all Goods and Effects in your Custody belonging to the said Defender, and that to an Amount or Extent not exceeding the Value of One hundred Pounds Scots, all to remain under sure Fence and Arrestment at the Complainer's Instance, until due Consignation be made, or until sufficient Caution be found as accords of Law. This I do on the Day of before these Witnesses, *O. P.* and *Q. R.* [*design them*].

J. T. Sheriff Officer.

EXECUTION of ARRESTMENT on the DEPENDENCE of an ACTION.

[*To be on the same Paper with the Warrant of Arrestment.*]

UPON the Day of Eighteen hundred and betwixt the Hours of and by virtue of the foregoing Warrant, I lawfully fenced and arrested in the Hands of *K. L.* [*design him*] all Sums of Money owing by him to the foresaid *E.F.* Defender, or to any other Person, for his Use and Behoof, and all Goods and Effects in the Custody of the said Arrestee, belonging to the said Defender, and that to an Amount or Extent not exceeding the Value of One hundred Pounds Scots, all to remain under sure Fence and Arrestment at the foresaid Complainer's Instance, until due Consignation be made, or until sufficient Caution be found as accords of Law. This I did by delivering a just Copy of Arrestment, subscribed by me, to the said Arrestee personally, [*or as the Case may be,*] before these Witnesses, *O. P.* and *Q. R.* [*design them*] hereto with me subscribing.

J. T. Sheriff Officer.

O. P. Witness.
Q. R. Witness.

BOND or ENACTMENT of CAUTION for LOOSING ARRESTMENT.

AT on the Day of Eighteen hundred and compeared *G. H.* [*design him*], who hereby judicially binds himself, his Heirs, Executors, and Successors, as Cautioners acted in the Sheriff Court Books of the Shire of for *E. F.* [*design him*] Common Debtor, against whom Arrestment was used at the Instance of *C. D.* [*design him*], in the Hands of *K. L.* [*design him*], on the Day of in virtue of [*describe the Warrant*], dated the Day of that the Sums of Money, Goods, and Effects owing or belonging to the said Common Debtor, arrested as aforesaid, shall be made forthcoming as accords of Law.

G.H.

WARRANT for LOOSING ARRESTMENT used on the DEPENDENCE of an ACTION.

WHEREAS Arrestment was used on the Dependence of an Action, at the Instance of *C. D.* [*design him*] against *E. F.* [*design him*], in the Hands of *K. L.* [*design him*], on the Day of by virtue of a Warrant of the Sheriff of the Shire of given under the Hand of the Clerk of Court at the Day of : And whereas the said *E. F.* has now made sufficient Consignation in the Hands of the Sheriff Clerk of [*or, if Caution has been found, say*] has found sufficient Caution acted in the Sheriff Court Books of by *G. H.* [*design him*] his Cautioner, [*here state the Nature of the Caution,*] in order to the loosing of the said Arrestment, Warrant for loosing the said Arrestment is hereby granted accordingly. Given under the Hand of the Clerk of Court at the Day of .

J. P. Sheriff Clerk.

INTIMATION of LOOSING ARRESTMENT.

[*To be on the same Paper with a Copy of the foregoing Warrant.*]

K. L. [*design him*]. Take Notice, that by virtue of the Warrant whereof the above is a Copy, the Arrestment on the Dependence of the Action above mentioned, used in your Hands at the Instance of the foresaid *C. D.* against the foresaid *E. F.*, is loosed and taken off. This Notice served on the Day of by me,

J. T. Sheriff Officer.

EXECUTION of INTIMATION of LOOSING ARRESTMENT.

[*To be on the same Paper with the original Warrant for loosing the Arrestment.*]

UPON the Day of Eighteen hundred and I duly intimated the above Warrant to *K. L.* [*design him*] Arrestee. This I did by leaving a full Copy thereof, and Intimation thereon, subscribed by me, for him [*in his Hands personally, or as the Case may be*].

J. T. Sheriff Officer.

SCHEDULE (C.)

SUMMONS or COMPLAINT in CASES of FORTHCOMING.

A. B. Sheriff of the Shire of to Officers of Court jointly and severally.

WHEREAS it is humbly complained to me by *C. D.*, upon and against *K. L.* Arrestee and *F. F.* Common Debtor, that the said Common Debtor is owing the Complainer the Sum of contained in [*describe shortly the Decreet, or Bill, or Bond, et cetera, by which the Debt is constituted*]; and that the Complainer, on the Day of Years, in virtue of a Warrant by dated the Day of arrested in the Hands of the said Arrestee [*here insert the Terms of the Arrestment used*], which the said Arrestee now refuses or delays to make forthcoming: Therefore the said Arrestee, and the said Common Debtor for his Interest, ought to be decerned and ordained to make forthcoming, pay, and deliver to the Complainer the Money, Goods, and Effects arrested as aforesaid, or so much thereof as will satisfy and pay the said Sum of owing to the Complainer as aforesaid: Herefore it is my Will, that on Sight hereof ye lawfully summon the said Arrestee, and the said Common Debtor for his Interest, to compear before me or my Substitute in the Court House at upon the Day of Years, at of the Clock, to answer at the Complainer's Instance in the said Matter, with Certification, in case

of Failure, of being held as confessed; and that ye cite Witnesses and Havers for both Parties to compear at the said Place and Date, to give Evidence in the said Matter. Given under the Hand of the Clerk of Court at the Day of Years.

J. P. Sheriff Clerk.

[*The Citations and Executions and Decree for the Defender, with Expences, may be the same as in Schedule* (*A.*)]

DECREE for the PURSUER in CASES of FORTHCOMING.

AT the Day of One thousand eight hundred and the Sheriff for the Shire of decerns and ordains the within-designed Defender, to make forthcoming, pay, and deliver to the also within-designed Pursuer [*if the Arrestee has Money arrested in his Hands, the rest of the Judgment will be the same as in ordinary Cases; if there are Goods and Effects to be made forthcoming, the rest of the Judgment will be as follows:*] the arrested Goods and Effects following; *videlicet*, and grants Warrant to sell the same, or as much thereof as will satisfy the Sum of and of Expences of Process, and the Expence of Sale; and failing the said Defender making forthcoming and delivering the said Goods and Effects within then to make Payment to the said Pursuer of the said Sum of for Recovery of which Sums, the said Period being elapsed without Forthcoming and Delivery of the said Goods and Effects, ordains instant Execution by Arrestment, and also Execution to pass hereon by Poinding and Sale, and Imprisonment, after free Days.

J. P. Sheriff Clerk.

SCHEDULE (D.)

REPORT of POINDING and SALE.

Report of the Poinding and Sale at the Instance of *C. D.* [*design him*] against *E. F.* [*design him*].

Lots.	Effects.	Appraised at			Sold at		
		£	s.	d.	£	s.	d.
1.	An Eight-day Clock - - -	4	0	0	4	10	0
2.	Six Chairs, at 6/ - - - -	1	16	0	1	18	0
3.	One Table - - - -	0	8	0	0	8	0
4.	One Chest of Drawers - - -	1	12	0	1	12	0
		7	16	0	8	8	0

UPON the Day of Eighteen hundred and between the Hours of and by virtue of a Decree of the Sheriff of given under the Hand of the Clerk of Court at on the Day of at the Instance of *C. D.* above designed, against *E. F.* above designed, for Payment of the Sums of

I passed with the Witnesses and Appraisers after named and designed to and then and there, after demanding Payment of the Sums contained in said Decree past due, and Payment not being made, I poinded the Effects above enumerated belonging to the said Debtor; and after making an Inventory or List thereof, and getting the same duly appraised, on Oath, at the several Values respectively above specified in the first Column, and amounting in all to [*here insert the Amount in Words*], and leaving a Copy of such Inventory or List and Appraisement with the said Debtor personally, [*or as the Case may be,*] I carried the said Effects to the of and there, betwixt the Hours of and and after public Notice of at least Hours I sold the said Effects by Public Roup, to the highest Bidder, at the Prices above specified in the Second Column, for each Lot respectively*, and amounting in all to [*here insert the Amount in Words*]. These Things were so done before and with *O. P.* and *Q. R.* [*design them*] Witnesses and Appraisers, in the Premises hereto with me subscribing.

J. T. Sheriff Officer.

O. P. Witness and Appraiser.
Q. R. Witness and Appraiser.

Reported to the Sheriff Clerk of the Shire of at the Day of by me,

J. T. Sheriff Officer.

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* If the Effects are not sold, the Tenor of the Report must be altered according to the State of the Fact; for Instance, ["I exposed the said Goods and Effects to public "Sale, but no Person having offered the appraised Value, therefore I declared the same "to belong to the said *C. D.* at the said respective appraised Values, in Payment to that "Amount of the Sums in said Decree."] In case the Goods poinded, or Part of them, shall sell for more than the Sums in the Decree, and Expences of Poinding and Sale, say, ["I sold Part of the said Effects, viz. Lots 1, 2, and 3, by public Roup to the highest "Bidder, at the Prices above specified in the Second Column for each of said Lots "respectively, and amounting in all to [*here insert the Amount in Words*], and I returned "to the said Debtor the Sum of being the Overplus of the Price, "after Payment of the Sums decerned for past due, and the Sum of "being the Expences of Poinding and Sale, conform to the Act of Parliament; "and I also returned to the said Debtor the Effects specified in the other Lots above "enumerated."]

SCHE-

SCHEDULE (E.)

No.	Dates of Complaints.	Pursuers.	Defenders.	Sums.	How due.	How cited.	By what Officer.	Interlocutors and Decrees.

N. B.—After the Name of each Pursuer and Defender let the Letter P. or A. be added, in order to mark whether the Party was present or absent when the Cause was called; let Expences be also entered under the Head of "Interlocutors."

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

C A P. LVI.

An Act to consolidate and amend the Laws relating to Friendly Societies. [19th *June* 1829.]

WHEREAS it is expedient to amend the Laws relating to Friendly Societies, and to consolidate the same in One Act, and to make other Provisions respecting Friendly Societies; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That an Act passed in the Thirty-third Year of His late Majesty's Reign, intituled *An Act for the Encouragement* 33 G.3. c.54.
and Relief of Friendly Societies; and also so much of an Act passed in the Thirty-fifth Year of His said late Majesty's Reign, intituled *An* 35 G.3. c.111.
Act for the more effectually carrying into execution an Act made in the Thirty-third Year of the Reign of His present Majesty, intituled 'An 'Act for the Encouragement and Relief of Friendly Societies,' and for extending so much of the Powers thereof as relates to the framing Rules and Regulations for the better Management of the Funds of such Societies, and the Appointment of Treasurers, to other Institutions of a charitable Nature, as relates to Friendly Societies; and also an Act passed in the Parliament of *Ireland* in the Thirty-sixth Year of His said late Majesty's Reign, intituled *An Act for the Encouragement* 36 G.3. (I.)
and Relief of Friendly Societies; and also an Act passed in the Forty-third Year of His said late Majesty's Reign, intituled *An Act for* 43 G.3. c.111.
enabling Friendly Societies, intended to be established under an Act passed

in the Thirty-third Year of the Reign of His present Majesty, to rectify Mistakes made in the Registry of their Rules; and also an Act passed in the Forty-ninth Year of His said late Majesty's Reign, to explain and render more effectual the said recited Act made in the Parliament of *Ireland* in the Thirty-sixth Year of His said late Majesty's Reign; and also an Act passed in the Forty-ninth Year of His said late Majesty's Reign, intituled *An Act to amend an Act made in the Thirty-third Year of His present Majesty, for the Encouragement and Relief of Friendly Societies;* and also an Act passed in the Fifty-ninth Year of His said late Majesty's Reign, intituled *An Act for the further Protection and Encouragement of Friendly Societies, and for preventing Frauds and Abuses therein;* and also so much of an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act for consolidating and amending the Laws relating to Conveyances and Transfers of Estates and Funds vested in Trustees who are Infants, Idiots, Lunatics, or Trustees of unsound Mind, or who cannot be compelled or refuse to act, and the Laws relating to Stocks and Securities belonging to Infants, Idiots, Lunatics, and Persons of unsound Mind,* as relates to Friendly Societies, for the better Security, or for the Application, Receipt, Payment, or Transfer of any of the Funds thereof; shall be and the same are hereby repealed, except so far as any of the said Acts repeal the Whole or any Part of any other Acts, and except as herein-after is excepted: Provided nevertheless, that such Repeal shall not invalidate or affect any thing which has been done before the passing of this Act in pursuance of any of the said Acts.

49 G. 3. c. 58.

49 G. 3. c. 125.

59 G. 3. c. 128.

6 G. 4. c. 74. in part repealed except as herein stated.

Any Number of Persons may form themselves into a Society, and raise a Fund for their mutual Benefit, and make Rules, &c.

II. And whereas certain Friendly Societies have been established in *Great Britain* and *Ireland*, for raising, by voluntary Subscription of the Members thereof, separate Funds for the mutual Relief and Maintenance of the said Members in Sickness, old Age, and Infirmity; and it is expedient to give Protection to such Societies and the Funds thereby established, and to afford Encouragement to other Persons to form the like Societies; be it enacted, That it shall and may be lawful to and for any Number of Persons in *Great Britain* and *Ireland* to form themselves into and to establish a Society for the Purpose of raising from Time to Time, by Subscriptions of the several Members of every such Society, or by voluntary Contributions, or by Donations, a Stock or Fund for the mutual Relief and Maintenance of all and every the Members thereof, their Wives or Children, or other Relations, in Sickness, Infancy, advanced Age, Widowhood, or any other natural State or Contingency whereof the Occurrence is susceptible of Calculation by way of Average; and to and for the several Members of each Society from Time to Time to assemble together, and to make, ordain, and constitute such proper and wholesome Rules for the better Government and Guidance of the same as to the major Part of the Members of such Society so assembled together shall seem meet, so as such Rules shall not be repugnant to the Laws of this Realm, nor any of the express Provisions or Regulations of this Act; and to impose and inflict such reasonable Fines and Forfeitures upon the several Members of any such Society who shall offend against such Rules as shall be just and necessary for duly enforcing the same, to be respectively paid to such Uses, for the

Benefit of such Society, as such Society by such Rules shall direct; and also from Time to Time to alter and amend such Rules as Occasion shall require, or to annul and repeal the same, and to make new Rules in lieu thereof; under such Restrictions as are in this Act contained.

Power to alter and amend Rules.

III. And be it further enacted, That every such Society so to be established as aforesaid, before any of the Rules thereof shall be confirmed by the Justices in the Manner herein-after directed, shall, in or by One or more of the Rules to be confirmed by such Justices, declare all and every the Intents and Purposes for which such Society is intended to be established, and shall also in and by such Rules direct all and every the Uses and Purposes to which the Money which shall from Time to Time be subscribed, paid, or given to or for the Use or Benefit of such Society, or which shall arise therefrom, or in anywise shall belong to such Society, shall be appropriated and applied, and in what Shares and Proportions and under what Circumstances any Member of such Society, or other Person, shall or may become entitled to the same or any Part thereof; provided that the Application thereof shall not in anywise be repugnant to the Uses, Intents, and Purposes of such Society, or any of them, so to be declared as aforesaid; and all such Rules, during the Continuance of the same, shall be complied with and enforced; and the Monies so subscribed, paid, or given, or so arising, to or for the Use or Benefit of such Society, or belonging thereto, shall not be diverted or misapplied either by the Treasurer, Trustee, or any other Officer or Member of such Society entrusted therewith, under such Penalty or Forfeiture as such Society shall by any Rule impose and inflict for such Offence.

Societies, in their Rules, to declare the Purpose of their Establishment, &c.

IV. And be it further enacted, That a Transcript, fairly written on Paper or Parchment, of all such Rules, signed by Three Members, and countersigned by the Clerk or Secretary, with all convenient Speed after the same shall be made, altered, or amended, and so from Time to Time after every making, altering, or amending thereof, shall be submitted, in *England* and *Wales* and *Berwick-upon-Tweed*, to the Barrister at Law for the Time being appointed to certify the Rules of Saving Banks, and in *Scotland* to the Lord Advocate or any of his Deputies, and in *Ireland* to such Barrister as may be appointed by His Majesty's Attorney General in *Ireland*, for the Purpose of ascertaining whether the said Rules of such Society, or Alteration or Amendment thereof, are in conformity to Law and to the Provisions of this Act; and that the said Barrister or Advocate shall give a Certificate thereof, or point out in what Part or Parts they are repugnant thereto; and that the Fee payable to such Barrister or Advocate for perusing the Rules, or Alterations or Amendments of the Rules, of each respective Society, and giving such Certificate as aforesaid, shall not at any One Time exceed the Sum of One Guinea, which, together with the Expence of conveying the Rules to and from the said Barrister or Advocate, shall be defrayed by each Society respectively; and such Transcript, when certified by the said Barrister or Advocate, shall be deposited with the Clerk of the Peace for the County wherein such Society shall be formed, and by him laid before the

Rules of the Society to be submitted to a Barrister, or other Person, by whom they are to be certified;

and deposited with the Clerk of the Peace.

the Justices for such County at the General Quarter Sessions, o Adjournment thereof, next after the Time when such Transcript sh[a]l have been so certified and returned as aforesaid; and the Justic then and there present are hereby authorized and required to allo[w] and confirm the same; and such Transcript shall be filed by suc[h] Clerk of the Peace with the Rolls of the Sessions of the Peace in hi[s] Custody; and a Certificate of the Enrolment thereof shall, withi[n] Fourteen Days after the End of the said Sessions or Adjournmen[t] thereof, be signed by such Clerk of the Peace on a Duplicate Cop[y] to be provided by and returned to such Society, without Fee o[r] Reward: Provided always, that nothing herein contained shall be construed to require any Rules, Alterations or Amendments thereof, to be submitted to such Barrister or Advocate, if the same, when deposited with the Clerk of the Peace, are accompanied with an Affidavit of being a Copy of any of the Rules, Alterations, or Amendments of any other Society which shall have been already enrolled under the Provisions of this Act in the same County.

Rules, when certified, to be confirmed by Justices at Sessions, and a Duplicate certified by Clerk of the Peace.

When not necessary to submit Rules to Barrister.

Manner of Proceeding in case Barrister shall refuse to certify.

V. Provided always, and be it further enacted, That in case any such Barrister or Advocate shall refuse to certify all or any of the Rules so to be submitted for his Perusal and Examination, it shall then be lawful for any such Society to submit the same to the Court of Quarter Sessions, together with the Reasons assigned by the said Barrister or Advocate, in Writing, for any such Rejection or Disapproval of any One or more such Rules; and that the Justices at their said Quarter Sessions shall and may, if they think fit, confirm and allow the same, notwithstanding any such Rejection or Disapproval by any such Barrister or Advocate.

Rules not to be allowed unless the Justices are satisfied with the Tables.

VI. Provided always, and be it further enacted, That no Rules of any Society hereafter to be formed shall be allowed unless it shall appear to the Justices to whom the same are tendered that the Tables of the Payment to be made by the Members, and of the Benefits to be received by them, may be adopted with Safety to all Parties concerned.

No Society entitled to the Benefit of this Act, unless their Rules have been confirmed.

VII. And be it further enacted, That no such Society as aforesaid shall have the Benefit of this Act, unless all the Rules for the Management thereof shall be entered in a Book to be kept by an Officer of such Society appointed for that Purpose, and which Book shall be open at all seasonable Times for the Inspection of the Members of such Society, and unless all such Rules shall be fairly transcribed, and such Transcript deposited with the Clerk of the Peace for the County wherein such Society shall be established as aforesaid; but nevertheless nothing contained herein shall extend to prevent any Alteration in or Amendment of any such Rules so entered and deposited and filed as aforesaid, or repealing or annulling the same, or any of them, in the whole or in part, or making any new Rules for the Management of such Society, in such Manner as by the Rules of such Society shall from Time to Time be provided; but such new Rules, or such Alterations in or Amendments of former Rules, or any Order annulling or repealing any former Rules in the whole or in part, shall not be in force until the same respectively shall be entered in such Book as aforesaid

aforesaid, and certified, when necessary, by such Barrister or Advocate as aforesaid, and until a Transcript thereof shall be deposited with such Clerk of the Peace as aforesaid, who shall file and certify the same as aforesaid; and that no such Rule, or Alteration in or Amendment of any former Rule, shall be binding or have any Force or Effect until the same shall have been confirmed by such Justices, and filed as aforesaid.

Rules, when entered and deposited, to be binding on Members and Depositors.

Copy of Transcript to be received in Evidence.

VIII. And be it further enacted, That all Rules from Time to Time made and in force for the Management of such Society as aforesaid, and duly entered in such Book as aforesaid, and confirmed by the Justices as aforesaid, shall be binding on the several Members and Officers of such Society, and the several Contributors thereto, and their Representatives, all of whom shall be deemed and taken to have full Notice thereof by such Entry and Contribution as aforesaid; and the Entry of such Rules in such Book as aforesaid, or the Transcript thereof deposited with such Clerk of the Peace as aforesaid, or a true Copy of such Transcript, examined with the original and proved to be a true Copy, shall be received as Evidence of such Rules respectively in all Cases; and no Certiorari, Suspension, Advocation, Reduction, or other legal Process shall be brought or allowed to remove any such Rules into any of His Majesty's Courts of Record; and every Copy of any such Transcript deposited with any Clerk of the Peace as aforesaid shall be made without Fee or Reward, except the actual Expence of making such Copy.

No confirmed Rule to be altered but at a General Meeting of the Society, &c.

IX. And be it further enacted, That no Rule confirmed by the Justices of the Peace in manner aforesaid shall be altered, rescinded, or repealed, unless at a General Meeting of the Members of such Society as aforesaid, convened by public Notice, written or printed, signed by the Secretary or President or other principal Officer or Clerk of such Society, in pursuance of a Requisition for that Purpose by Seven or more of the Members of such Society, which said Requisition and Notice shall be publicly read at the Two usual Meetings of such Society to be held next before such General Meeting for the Purpose of such Alteration or Repeal, unless a Committee of such Members shall have been nominated for that Purpose at a General Meeting of the Members of such Society convened in manner aforesaid, in which Case such Committee shall have the like Power to make such Alterations or Repeal, and unless such Alterations or Repeal shall be made with the Concurrence and Approbation of Three Fourths of the Members of such Society then and there present, or by the like Proportion of such Committee as aforesaid, if any shall have been nominated for that Purpose.

Rules shall specify Place of Meeting and Duties of Officers.

Societies may alter Place of Meeting.

X. And be it further enacted, That the Rules of every Society formed under the Authority of this Act shall specify the Place or Places at which it is intended such Society shall hold its Meetings, and shall contain Provisions with respect to the Powers and Duties of the Members at large, and of such Committees or Officers as may be appointed for the Management of the Affairs of such Society: Provided always, that it shall and may be lawful for any such Society to alter their Place or Places of Meeting whenever they may consider

it necessary, upon giving Notice thereof in Writing to the Clerk of the Peace for the County within which such Society shall be held, the said Notice to be given within Seven Days before or after such Removal, and signed by the Secretary or other principal Officer, and also by Three or more of the Members of the said Society; and provided that the Place or Places at which such Society intend to hold their Meetings shall be situate within the County in which the Rules of the said Society are enrolled.

Society may appoint Officers.

XI. And be it further enacted, That every such Society shall and may from Time to Time, at any of their usual Meetings, or by their Committee, if any such shall be appointed for that Society, elect and appoint such Person into the Office of Steward, President, Warden, Treasurer, or Trustee of such Society, as they shall think proper, and also shall and may from Time to Time elect and appoint such Clerks and other Officers as shall be deemed necessary to carry into execution the Purposes of such Society, for such Space of Time and for such Purposes as shall be fixed and established by the Rules of such Society, and from Time to Time to elect and appoint others in the Room of those who shall vacate or die; and such Treasurer, Trustee, and all and every other Officer or other Person whatever who shall be appointed to any Office in anywise touching or concerning the Receipt, Management, or Expenditure of any Sum of Money collected for the Purpose of any such Society, before he, she, or they shall be admitted to take upon him, her, or them the Execution of any such Office or Trust, (if required so to do by the Rules of such Society to which such Officer shall belong,) shall become bound in a Bond, according to the Form prescribed in the Schedule to this Act annexed, with Two sufficient Sureties, for the just and faithful Execution of such Office or Trust, and for rendering a just and true Account according to the Rules of such Society, and in all Matters lawful to pay Obedience to the same, in such penal Sum of Money as by the major Part of such Society at any such Meeting as aforesaid shall be thought expedient, and to the Satisfaction of such Society; and that every such Bond to be given by or on the Behalf of such Treasurer or Trustee, or of any other Person appointed to any other Office or Trust, shall be given to the Clerk of the Peace of the County where such Society shall be established, for the Time being, without Fee or Reward; and in case of Forfeiture it shall be lawful to sue upon such Bond in the Name of the Clerk of the Peace for the Time being, for the Use of the said Society, fully indemnifying and saving harmless such Clerk of the Peace from all Costs and Charges in respect of such Suit; provided that such Bond shall have in *Scotland* the same Force and Effect as a Bond in the Form in use in *Scotland* containing a Clause of Registration.

Securities to be given for Offices of Trust, if required.

Treasurer or Trustees to give Bond to the Clerk of the Peace.

Appointment of Committees.

XII. And be it further enacted, That every such Society shall and may from Time to Time elect and appoint any Number of the Members of such Society to be a Committee, the Number thereof to be declared in the Rules of every such Society, and shall and may delegate to such Committee all or any of the Powers given by this Act to be executed, who, being so delegated, shall continue to act as such Committee, for and during such Time as they shall be appointed,

for such Society, for general Purposes, the Powers of such Committee being first declared in and by the Rules of such Society, confirmed by the Justices of the Peace at their Sessions, and filed in the Manner herein-before directed; and in all Cases where a Committee shall be appointed for any particular Purpose, the Powers delegated to such Committee shall be reduced into Writing and entered into a Book by the Secretary or Clerk of such Society, and a Majority of the Members of such Committee shall at all Times be necessary to concur in any Act of such Committee; and such Committee shall, in all Things delegated to them, act for and in the Name of such Society; and all Acts and Orders of such Committee, under the Powers delegated to them, shall have the like Force and Effect as the Acts and Orders of such Society at any General Meeting thereof could or might have had in pursuance of this Act: Provided always, that the Transactions of such Committee shall be entered in a Book belonging to such Society, and shall be from Time to Time and at all Times subject and liable to the Review, Allowance, or Disallowance and Controul of such Society, in such Manner and Form as such Society shall by their General Rules, confirmed by the Justices and filed as aforesaid, have directed and appointed, or shall in like Manner direct and appoint.

Powers of Standing Committees to be declared in the Rules of the Society, and of particular ones entered in a Book.

Committee controllable by Society.

XIII. And be it further enacted, That it shall and may be lawful to and for the Treasurer or Trustee for the Time being of any such Society, and he, she, and they is and are hereby authorized and required, from Time to Time, by and with the Consent of such Society, to be had and testified in such Manner as shall be directed by the General Rules of such Society, to lay out or dispose of such Part of all such Sums of Money as shall at any Time be collected, given, or paid to and for the beneficial Ends, Intents, and Purposes of such Society, as the Exigencies of such Society shall not call for the immediate Application or Expenditure of, either on Real or Heritable Securities or Heritable Property, to be approved of as aforesaid, (such Securities to be taken in the Name of such Treasurer or Trustee for the Time being,) or to invest the same in the Public Stocks or Funds, Savings Banks, or Government Securities, or in any of the chartered Banks in *Scotland*, or in the Bank of the Commercial Banking Company of *Scotland*, and not otherwise, in the proper Name of such Treasurer or Trustee; and from Time to Time, with such Consent as aforesaid, to alter and transfer such Securities and Funds, and to make Sale thereof respectively; and that all the Dividends, Interests, and Proceeds which shall from Time to Time arise from the Monies so laid out or invested as aforesaid shall from Time to Time be brought to Account by such Treasurer or Trustee, and shall be applied to and for the Use of such Society, according to the Rules thereof.

Treasurer or Trustees to lay out Surplus of Contributions;

and to bring the Proceeds to account.

XIV. And be it further enacted, That every Person who shall have or receive any Part of the Monies, Effects, or Funds of or belonging to any such Society, or shall in any Manner have been or shall be entrusted with the Disposal, Management, or Custody thereof, or of any Securities, Books, Papers, or Property relating to the same, his or her Executors, Administrators, and Assigns respectively, shall, upon Demand

Treasurers, &c. to render Accounts, and pay over Balances, &c.

Demand made, or Notice in Writing given or left at the last or usual Place of Residence of such Persons, in pursuance of any Order of such Society, or Committee to be appointed as aforesaid, for that Purpose, give in his or her Account at the usual Meeting of such Society, or to such Committee thereof as aforesaid, to be examined and allowed or disallowed by such Society or Committee thereof, and shall, on the like Demand or Notice, pay over all the Monies remaining in his or her Hands, and assign and transfer or deliver all Securities and Effects, Books, Papers, and Property, taken or standing in his or her Name as aforesaid, or being in his or her Hands or Custody, to the Treasurer or Trustee for the Time being, or to such other Person as such Society or Committee thereof shall appoint; and in case of any Neglect or Refusal to deliver such Account, or to pay over such Monies, or to assign, transfer, or deliver such Securities and Effects, Books, Papers, and Property, in manner aforesaid, it shall and may be lawful to and for every such Society, in the Name of the Treasurer or Trustee or other principal Officer thereof, as the Case may be, to exhibit a Petition in the Court of Exchequer in *England* or *Ireland*, or in the Court of Session in *Scotland*, or the Courts of Great Sessions in *Wales* respectively, who shall and may proceed thereupon in a summary Way, and make such Order therein, upon hearing all Parties concerned, as to such Court in their Discretion shall seem just, which Order shall be final and conclusive; and all Assignments, Sales, and Transfers made in pursuance of such Order shall be good and effectual in Law to all Intents and Purposes whatsoever.

and in case of Neglect, Application may be made to the Court of Exchequer, &c.

XV. And be it further enacted, That when and so often as any Person seised or possessed of any Lands, Tenements, or Hereditaments, or other Property, or any Estate or Interest therein, as a Trustee of any such Society, shall be out of the Jurisdiction of or not amenable to the Process of the Court of Exchequer in *England* or *Ireland*, or the Court of Session in *Scotland*, or of the Court of Great Sessions in *Wales*, or shall be Idiot, Lunatic, or of unsound Mind, or it shall be unknown or uncertain whether he or she be living or dead, or such Person shall refuse to convey or otherwise assure such Lands, Tenements, Hereditaments, or Property, or Estate or Interest, to the Person duly nominated as Trustee of such Society in their Stead, either alone or together with any continuing Trustee, as Occasion shall require, then and in every or any such Case it shall be lawful for the Judges of the said Courts respectively to appoint such Person, as to such Court shall seem meet, on behalf and in the Name of the Person seised or possessed as aforesaid, to convey, surrender, release, assign, or otherwise assure the said Lands, Tenements, Hereditaments, or Property, or Estate or Interest, to such Trustee so duly nominated as aforesaid; and every such Conveyance, Release, Surrender, Assignment, or Assurance shall be as valid and effectual to all Intents and Purposes as if the Person being out of the Jurisdiction or not amenable to the Process of the said Courts, or not known to be alive, or having refused, or as if the Person being Idiot, Lunatic, or of unsound Mind, had been at the Time of the Execution thereof of sane Mind, Memory, and Understanding, and had by himself or herself executed the same.

Where Trustees, &c. are out of Jurisdiction of Court, or it be uncertain whether they are alive, or they refuse to convey, &c. Court of Exchequer may appoint a Person to convey.

XVI. And

When Trustees shall be absent, &c. Courts may order Stock to be transferred and Dividends paid.

XVI. And be it further enacted, That when and as often as it shall happen that all and every Person in whose Name any Part of the several Stocks, Annuities, and Funds transferrable or which hereafter shall be made transferrable at the Bank of *England*, or in the Books of the Governor and Company of the Bank of *England*, is, are, or shall be standing as a Trustee of any such Society, shall be absent, out of the Jurisdiction or not amenable to the Process of the said Court of Exchequer in *England* or *Ireland*, or the Court of Session in *Scotland*, or the Courts of Great Session in *Wales*, or shall be a Bankrupt, Insolvent, or Lunatic, or it shall be uncertain or unknown whether such Trustee is living or dead, that then and in such Case it shall and may be lawful to and for the Judges of the said Courts respectively to order and direct that the Accountant General, or the Secretary or Deputy Secretary, or other proper Officer for the Time being of the Governor and Company of the Bank of *England*, do transfer in the Book of the said Company such Stock, Annuities, or Funds standing as aforesaid, to and into the Name of such Person as such Society may appoint, and also pay over to such Person as aforesaid the Dividends of such Stock, Annuities, or Funds; and when and as often as it shall happen that One or more only, and not all or both of such Trustees as aforesaid, shall be so absent, or not amenable to such Process as aforesaid, or a Bankrupt, Insolvent, or Lunatic, or it be uncertain or unknown whether any One or more of such Trustees is or are living or dead, that then, and in all and every such last-mentioned Case and Cases, it shall and may be lawful to and for the Judges of the said Courts respectively to order and direct that the other and others of such Trustees who shall be forthcoming and ready and qualified to act do transfer such Stock, Annuities, or Funds to and into the Name of such Person as aforesaid, and also that such forthcoming Trustee do also receive and pay over the Dividends of such Stock, Annuities, or Funds, as such Society shall direct; and that all such Transfers and Payments so made shall be and are hereby declared to be valid and effectual to all Intents and Purposes whatsoever, any former Statute, Law, Usage, or Custom to the contrary thereof in anywise notwithstanding.

No Fee to be taken for any Proceeding in such Courts, &c.

XVII. And be it further enacted, That no Fee, Reward, Emolument, or Gratuity whatsoever shall be demanded, taken, or received by any Officer or Minister of such Courts for any Matter or Thing done in such Courts in pursuance of this Act; and that upon the presenting of any such Petition it shall be lawful for the Judges of the said Courts respectively to assign Counsel learned in the Law, and to appoint a Clerk or Practitioner of such Court, to advise and carry on such Petition on the Behalf of such Society, who are hereby respectively required to do their Duties therein without Fee or Reward.

Who shall be named in the Orders of the Court for making Transfers.

XVIII. Provided always, and be it further enacted, That in all Cases in which Orders shall be made by any of the Courts aforesaid for the Transfer of Stocks or Funds transferrable at the Bank of *England*, the Persons to be named in such Orders respectively for making such Transfers shall be the Secretary, Deputy Secretary, or Accountant General of the Governor and Company of the Bank of *England* for the Time being, or One of them, except in Cases where One or

more of the Trustees in whose Name such Stocks or Funds shall stand shall be ordered to transfer the same without the Concurrence of any other or others of such Trustees; any thing herein contained to the contrary thereof in anywise notwithstanding.

Act to be an Indemnity to the Bank.

XIX. And be it further enacted, That this Act shall be and is hereby declared to be a full and complete Indemnity and Discharge to the Governor and Company of the Bank of *England*, and their Officers and Servants, for all Acts and Things done or permitted to be done pursuant thereto, and that such Acts and Things shall not be questioned or impeached in any Court of Law or Equity to their Prejudice or Detriment.

Executors, &c. to pay Money due to Societies before any other Debts.

XX. And be it further enacted, That if any Person appointed to any Office by any such Society, and being entrusted with or having in his or her Hands or Possession, by virtue of his or her said Office, any Monies or Effects belonging to such Society, or any Deeds or Securities relating to the same, shall die, or become a Bankrupt or Insolvent, his or her Executors or Administrators or Assignees, or other Persons having legal Right, shall, within Forty Days after Demand made by the Order of any such Society or Committee thereof, or the major Part of them assembled at any Meeting thereof, deliver over all Things belonging to such Society to such Person as such Society shall appoint, and shall pay, out of the Estates, Assets, or Effects of such Person, all Sums of Money remaining due which such Person received by virtue of his or her said Office, before any of his or her other Debts are paid or satisfied; and all such Assets, Estates, and Effects shall be bound to the Payment and Discharge thereof accordingly.

Effects of Societies to be vested in the Trustees or Treasurers for the Time being, who may bring and defend Actions, &c.

XXI. And be it further enacted, That all Real and Heritable Property, Monies, Goods, Chattels, and Effects whatever, and all Titles, Securities for Money, or other obligatory Instruments and Evidences or Muniments, and all other Effects whatever, and all Rights or Claims belonging to or had by such Society, shall be vested in the Treasurer or Trustee of such Society for the Time being, for the Use and Benefit of such Society and the respective Members thereof, their respective Executors or Administrators, according to their respective Claims and Interests; and after the Death or Removal of any Treasurer or Trustee shall vest in the succeeding Treasurer or Trustee, for the same Estate and Interest as the former Treasurer or Trustee had therein, and subject to the same Trusts, without any Assignment or Conveyance whatever, except the Transfer of Stocks and Securities in the Public Funds of *Great Britain* and *Ireland;* and also shall, for all Purposes of Action or Suit, as well Criminal as Civil, in Law or in Equity, in anywise touching or concerning the same, be deemed and taken to be, and shall in every such Proceeding (where necessary) be stated to be, the Property of the Person appointed to the Office of Treasurer or Trustee of such Society for the Time being, in his or her proper Name, without further Description; and such Person shall and he or she is hereby respectively authorized to bring or defend, or cause to be brought or defended, any Action, Suit, or Prosecution, Criminal

as well as Civil, in Law or in Equity, touching or concerning the Property, Right, or Claim aforesaid of or belonging to or had by such Society; provided such Person shall have been thereunto duly authorized by the Consent of the Majority of Members present at any Meeting of the Society or Committee thereof; and such Person so appointed shall and may, in all Cases concerning the Property, Right, or Claim aforesaid of such Society, sue and be sued, plead and be impleaded, in his or her proper Name, as Treasurer or Trustee of such Society, without other Description; and no such Suit, Action, or Prosecution shall be discontinued or abate by the Death of such Person, or his or her Removal from the Office of Treasurer or Trustee, but the same shall and may be proceeded in by the succeeding Treasurer or Trustee in the proper Name of the Person commencing the same, any Law, Usage, or Custom to the contrary notwithstanding; and such succeeding Treasurer or Trustee shall pay or receive like Costs as if the Action or Suit had been commenced in his or her Name, for the Benefit of or to be reimbursed from the Funds of such Society.

Limitation of Responsibility of Treasurers or Trustees.

XXII. And be it further enacted, That the Treasurer or Trustee, or any other Officer of any Society established under the Authority of this Act, shall not be liable to make good any Deficiency which may arise in the Funds of such Society, unless such Persons shall have respectively declared by Writing under their Hands, deposited and registered in like Manner with the Rules of such Society, that they are willing so to be answerable; and it shall be lawful for each of such Persons, or for such Persons collectively, to limit his, her, or their Responsibility to such Sum as shall be specified in any such Instrument or Writing: Provided always, that the said Treasurer, Trustee, and every other the Officer of any such Society, shall be and they are hereby declared to be personally responsible and liable for all Monies actually received by him, her, or them on account of or to and for the Use of the said Society.

Treasurer, &c. liable for Money actually received.

Payment to Persons appearing to be next of Kin declared valid.

XXIII. And be it further enacted, That whenever the Trustees of any Society established under this Act, at any Time after the Decease of any Member, have paid and divided any Sum of Money to or amongst any Person or Persons who shall at the Time of such Payment appear to such Trustees to be entitled to the Effects of any deceased intestate Member, the Payment of any such Sum or Sums of Money shall be valid and effectual with respect to any Demand of any other Person or Persons as next of Kin of such deceased intestate Member, or as the lawful Representative or Representatives of such Member, against the Funds of such Society, or against the Trustees thereof; but nevertheless such next of Kin or Representatives shall have Remedy for such Money so paid as aforesaid against the Person or Persons who shall have received the same.

For Payment of Sums not exceeding 20*l.* where Members die intestate.

XXIV. And be it further enacted, That in case any Member of any Society shall die, who shall be entitled to any Sum not exceeding Twenty Pounds, it shall be lawful for the Trustees or Treasurer of such Society, and they are hereby authorized and permitted, if such Trustees or Treasurer shall be satisfied that no Will was made and left

left by such deceased Member, and that no Letters of Administration or Confirmation will be taken out, of the Funds, Goods, and Chattels of such Depositor, to pay the same at any Time after the Decease of such Member according to the Rules and Regulations of the said Institution, and in the Event of there being no Rules and Regulations made in that Behalf, then the said Trustees or Treasurer are hereby authorized and permitted to pay and divide the same to and amongst the Person or Persons entitled to the Effects of the deceased Intestate, and that without Administration in *England* or *Ireland*, and without Confirmation in *Scotland*.

Justices may hear Cases of Fraud, and punish by Fine or Imprisonment.

XXV. And be it further enacted, That for the more effectually preventing Fraud and Imposition on the Funds of such Societies, if any Officer, Member, or any other Person being or representing himself or herself to be a Member of such Society, or the Nominee, Executor, Administrator, or Assignee of any Member of such Society, or any other Person whatever, shall in or by any false Representation or Imposition fraudulently obtain Possession of the Monies of such Society, or any Part thereof, or, having in his or her Possession any Sum of Money belonging to such Society, shall fraudulently withhold the same, and for which Offence no especial Provision is made in the Rules of such Society, it shall be lawful for any One Justice of the Peace residing within the County within which such Society shall be held, upon Complaint made on Oath or Affirmation by an Officer of such Society appointed for that Purpose, to summon such Person against whom such Complaint shall be made to appear at a Time and Place to be named in such Summons; and upon his or her Appearance, or, in default thereof, upon due Proof, upon Oath or Affirmation, of the Service of such Summons, it shall and may be lawful for any Two Justices residing within the County aforesaid to hear and determine the said Complaint according to the Rules of the said Society, confirmed as directed by this Act; and, upon due Proof of such Fraud, the said Justices shall convict the said Party, and award Double the Amount of the Money so fraudulently obtained or withheld to be paid to the Treasurer, to be applied by him to the Purposes of the Society so proved to have been imposed upon and defrauded, together with such Costs as shall be awarded by the said Justices, not exceeding the Sum of Ten Shillings; and in case such Person against whom such Complaint shall be made shall not pay the Sum of Money so awarded to the Person and at the Time specified in the said Order, such Justices are hereby required, by Warrant under their Hands and Seals, to cause the same to be levied by Distress and Sale of the Goods of such Person on whom such Order shall have been made, or by other legal Proceeding, together with such Costs as shall be awarded by the said Justices, not exceeding the Sum of Ten Shillings, and also the Costs and Charges attending such Distress and Sale or other legal Proceeding, returning the Overplus (if any) to the Owner; and, in default of such Distress being found, the said Justices of the Peace shall commit such Person so proved to have offended to the Common Gaol or House of Correction, there to be kept to hard Labour for such a Period, not exceeding Three Calendar Months, as to them shall seem fit: Provided nevertheless, that nothing herein contained shall prevent the said Society from proceeding by

Indictment

Indictment or Complaint against the Party complained of; and provided also, that no Party shall be proceeded against by Indictment or Complaint, if a previous Conviction has been obtained for the same Offence under the Provisions of this Act.

Proceedings necessary for the Dissolution of any Society.

XXVI. And be it further enacted, That it shall not be lawful for any such Society, by any Rule at any General Meeting, or otherwise, to dissolve or determine such Society, so long as the Intents or Purposes declared by such Society, or any of them, remain to be carried into effect, without obtaining the Votes of Consent of Five Sixths in Value of the then existing Members of such Society, to be ascertained in manner herein-after mentioned, and also the Consent of all Persons then receiving or then entitled to receive Relief from such Society, either on account of Sickness, Age, or Infirmity, to be testified under their Hands individually and respectively; and for the Purpose of ascertaining the Votes of such Five Sixths in Value, every Member shall be entitled to One Vote, and an additional Vote for every Five Years that he may have been a Member; provided also, that no One Member shall have more than Five Votes in the whole; and in all Cases of Dissolution, the intended Appropriation or Division of the Funds or other Property of such Society shall be fairly and distinctly stated in the proposed Plan of Dissolution, prior to such Consent being given; nor shall it be lawful for such Society by any Rule to direct the Division or Distribution of such Stock or Fund, or any Part thereof, to or amongst the several Members of such Society, other than for carrying into effect the general Intents and Purposes of such Society, declared by them, and confirmed by the Justices of the Peace as aforesaid, according to the Directions of this Act; but that all such Rules for the Dissolution or Determination of any such Society, without such Consent as aforesaid, or for the Distribution or Division of the Stock or Fund of such Society, contrary to the Rules which shall have been confirmed by the said Justices at their Sessions, and filed in pursuance of this Act, shall be void and of none Effect; and in the Event of such Division or Misappropriation of the Funds of such Society, without the Consent hereby declared to be requisite, the Trustee or other Officer or Person aiding or abetting therein shall be liable to the like Penalties as are herein-before provided for in Cases of Fraud.

Stock not divisible but for general Purposes of the Society.

Penalties for illegal Dissolution or Division of Funds.

Rules to be made directing how Disputes shall be settled.

XXVII. Provided always, and be it further enacted, That Provision shall be made by One or more of the Rules of every such Society, to be confirmed as required by this Act, specifying whether a Reference of every Matter in dispute between any such Society, or any Person acting under them, and any individual Member thereof, or Person claiming on account of any Member, shall be made to such of His Majesty's Justices of the Peace as may act in and for the County in which such Society may be formed, or to Arbitrators to be appointed in manner herein-after directed; and if the Matter so in dispute shall be referred to Arbitration, certain Arbitrators shall be named and elected at the first Meeting of such Society, or General Committee thereof, that shall be held after the Enrolment of its Rules, none of the said Arbitrators being beneficially interested, directly or

Appointment of Arbitrators.

indirectly, in the Funds of the said Society, of whom a certain Number, not less than Three, shall be chosen by Ballot in each such Case of Dispute, the Number of the said Arbitrators and Mode of Ballot being determined by the Rules of each Society respectively, the Names of such Arbitrators shall be duly entered in the Book of the said Society in which the Rules are entered as aforesaid; and in case of the Death, or Refusal or Neglect of any or all of the said Arbitrators to act, it shall and may be lawful to and for the said Society, or General Committee thereof, and they are hereby required, at their next Meeting, to name and elect One or more Arbitrator or Arbitrators as aforesaid to act in the Place of the said Arbitrator or Arbitrators so dying, or refusing or neglecting to act as aforesaid; and whatever Award shall be made by the said Arbitrators, or the major Part of them, according to the true Purport and Meaning of the Rules of such Society, confirmed by the Justices according to the Directions of this Act, shall be in the Form to this Act annexed, and shall be binding and conclusive on all Parties, and shall be final, to all Intents and Purposes, without Appeal, or being subject to the Controul of One or more Justices of the Peace, and shall not be removed or removable into any Court of Law, or restrained or restrainable by the Injunction of any Court of Equity; and should either of the said Parties in dispute refuse or neglect to comply with or conform to the Decision of the said Arbitrators, or the major Part of them, it shall and may be lawful for any One Justice of the Peace residing within the County within which such Society shall be held, upon good and sufficient Proof being adduced before him of such Award having been made, and of the Refusal of the Party to comply therewith, upon Complaint made by or on behalf of the Party aggrieved, to summon the Person against whom such Complaint shall be made to appear at a Time and Place to be named in such Summons; and upon his or her Appearance, or in default thereof, upon due Proof, upon Oath, of the Service of such Summons, any Two Justices of the Peace may proceed to make such Order thereupon as to them may seem just; and if the Sum of Money so awarded, together with a Sum for Costs not exceeding the Sum of Ten Shillings, as to such Justices shall seem meet, shall not be immediately paid, then such Justices shall, by Warrant under their Hands and Seals, cause such Sum and Costs as aforesaid to be levied by Distress or by Distress and Sale of the Monies, Goods, Chattels, Securities, and Effects belonging to the said Party or to the said Society, or other legal Proceeding, together with all further Costs and Charges attending such Distress and Sale or other legal Proceeding, returning the Overplus (if any) to the said Party, or to the said Society, or to One of the Treasurers or Trustees thereof; and in default of such Distress being found, or such other legal Proceeding being ineffectual, then to be levied by Distress and Sale of the proper Goods of the said Party, or of the Officer of the said Society, so neglecting or refusing as aforesaid, by other legal Proceedings, together with such further Costs and Charges as aforesaid, returning the Overplus (if any) to the Owner: Provided always, that whatever Sums shall be paid by any such Officer, so levied on his or her Property or Goods in pursuance of the Award of Arbitrators or Order of any Justices,

Justices shall enforce Compliance with the Decision of Arbitrators.

shall be repaid, with all Damages accruing to him or her, by and out of the Monies belonging to such Society, or out of the first Monies which shall be thereafter received by such Society.

Reference of Disputes to Justices, if so directed by the Rules of the Society.

XXVIII. And be it further enacted, That if by the Rules of any such Society it is directed that any Matter in dispute as aforesaid shall be decided by Justices of the Peace, it shall and may be lawful for any such Justice, on Complaint being made to him of any Refusal or Neglect to comply with the Rules of such Society by any Member or Officer thereof, to summon the Person against whom such Complaint shall be made to appear at a Time and Place to be named in such Summons; and upon his or her Appearance, or in default thereof, upon due Proof, on Oath or Affirmation, of the Service of such Summons, it shall and may be lawful for any Two Justices to proceed to hear and determine the said Complaint according to the Rules of the said Society; and in case the said Justices shall adjudge any Sum of Money to be paid by such Person against whom such Complaint shall be made, and such Person shall not pay such Sum of Money to the Person and at the Time specified by such Justices, they shall proceed to enforce their Award in the Manner herein-before directed to be used in case of any Neglect to comply with the Decision of the Arbitrators appointed under the Authority of this Act.

Orders of Justices to be final.

XXIX. And be it further enacted, That every Sentence, Order, and Adjudication of any Justices under this Act shall be final and conclusive to all Intents and Purposes, and shall not be subject to Appeal, and shall not be removed or removable into any Court of Law, or restrained or restrainable by the Injunction of any Court of Equity, and that no Suspension, Advocation, or Reduction shall be competent.

Funds may be subscribed into Savings Bank;

XXX. And be it further enacted, That it shall be lawful for any Society established under the Authority of this Act from Time to Time to subscribe the Whole or any Part of the Funds of such Society into the Funds of any Institution which shall have taken the Benefit of an Act passed in the last Session of Parliament, intituled *An Act to consolidate and amend the Laws relating to Saving Banks*, subject to the Provisions in the said last-recited Act contained relating to Friendly Societies.

9 G. 4. c. 92.

or into the Bank of England, on Receipts.

XXXI. And be it further enacted, That it shall be lawful for any Society established under Authority of this Act to pay directly into the Bank of *England* any Sum of Money not being less than Fifty Pounds, to the Account of the Commissioners for the Reduction of the National Debt, upon the Declaration of the Treasurers or Trustees of such Society, or any Two or more of them, that such Monies belong exclusively to the Society for which such Payment is intended to be made; and the Cashier or Cashiers of the Bank of *England* are hereby required to receive all such Monies, and to place the same to the Account raised in the Names of the said Commissioners for the Time being in the Books of the Bank of *England*, denominated "The Fund for the Friendly Societies;" and in case any such Declaration shall not be true, then and in every such Case

Case the Sum so paid shall be forfeited to the said Commissioners; and all the Clauses and Provisions of an Act passed in the Ninth Year of His present Majesty's Reign, intituled *An Act to consolidate and amend the Laws relating to Savings Banks*, with respect to the Accounts of Banks for Savings, and the Regulation of Receipts, Certificates, or Order concerning the same, shall be applicable to the Monies so paid into the Bank of *England* under the Authority of this Act, as if the same had been repeated herein: Provided nevertheless, that every Society formed and enrolled previous to the Twenty-eighth Day of *July* One thousand eight hundred and twenty-eight, under the Provisions of an Act made and passed in the said Fifty-ninth Year of His late Majesty's Reign, intituled *An Act for the further Protection and Encouragement of Friendly Societies, and for preventing Frauds and Abuses therein*, shall, on paying Money directly into the Bank of *England* as aforesaid, be entitled to receive Receipts bearing Interest at the Rate of Three-pence *per Centum per Diem*, any thing in this Act contained to the contrary thereof notwithstanding: Provided also, that no Friendly Society which already has invested or may hereafter invest any Money with the said Commissioners shall be entitled to re-deposit any Sum or Sums of Money with them, without the Consent of the said Commissioners, or on their Behalf by the Comptroller General or Assistant Comptroller General under the said Commissioners.

Societies enrolled under 59 G. 3. c. 128, prior to 28 July 1828, entitled to 3*d.* per Cent. per Diem.

Minors may be Members, and have legal Authority to act.

XXXII. And be it further enacted, That a Minor may become a Member of any such Society, and shall be empowered to execute all Instruments, give all necessary Acquittances, and enjoy all the Privileges and be liable to all the Responsibilities appertaining to Members of matured Age, notwithstanding his or her Incapacity or Disability in Law to act for himself or herself: Provided always, that such Minor be admitted into such Society by and with the Consent of his or her Parents, Masters, or Guardians.

Societies shall make annual Audits and Statements of the Funds to the Members.

XXXIII. And be it further enacted, That the Rules of every such Society shall provide that the Treasurers, Trustees, Stewards, or other principal Officer thereof shall, Once in every Year at least, prepare or cause to be prepared a general Statement of the Funds and Effects of or belonging to such Society, specifying in whose Custody or Possession the said Funds or Effects shall be then remaining, together with an Account of all and every the various Sums of Money received and expended by or on account of the said Society since the Publication of the preceding periodical Statement; and every such periodical Statement shall be attested by Two or more Members of such Society appointed Auditors for that Purpose, and shall be countersigned by the Secretary or Clerk of such Society; and every Member shall be entitled to receive from the said Society a Copy of such periodical Statement, on Payment of such Sum as the Rules of such Society may require, not exceeding the Sum of Sixpence.

Returns to be made to the Clerks of the Peace at certain Periods.

XXXIV. And whereas it is desirable, for the better Security of such Societies, that correct Calculations of Tables of Payment and Allowances, dependent on the Duration of Sickness and the Probabilities

lities of Human Life, may be constructed for their Assistance: And whereas the present existing Data on these Subjects have been found imperfect and inefficient; be it therefore further enacted, That every such Society established or to be established under the Authority of this Act shall, within Three Months after the Expiration of the Month of *December* One thousand eight hundred and thirty-five, and so again within Three Months after the Expiration of every further Period of Five Years, transmit to the Clerk of the Peace for the County wherein such Society is held a Return of the Rate of Sickness and Mortality experienced by the said Society within the before-mentioned Period of Five Years, according to the Form prescribed in the Schedule appended to this Act, a Copy whereof shall be annexed to the Rules of each Society respectively.

Returns to be transmitted to Secretary of State, and laid before Parliament.

XXXV. And be it further enacted, That the said Clerks of the Peace shall, within One Month after the Expiration of the Month of *March* One thousand eight hundred and thirty-six, and so again within One Month after the Expiration of every further Period of Five Years, transmit to One of His Majesty's Principal Secretaries of State a List of the Societies which have been enrolled during such Period under this Act, specifying their Names, the Places where they have been established, and Date of Enrolment, and Time of ceasing to exist, if such Case should arise, and also a Copy of the Returns of Sickness and Mortality herein-before directed to be made to them according to the Schedule (A.); a Copy of which List, with the Schedule attached to it, shall be laid before both Houses of Parliament within One Month then next ensuing, if Parliament shall be sitting, or within One Month after the Time when Parliament shall next sit.

Penalty on Societies not making Returns.

XXXVI. And be it further enacted, That should any such Society refuse or neglect to transmit or cause to be transmitted the aforesaid Returns of Sickness and Mortality in the Manner and within the Time herein-before directed, the Clerk of the Peace within each County shall give immediate Notice to such Society, that unless the said Return is made within Twenty-one Days from the Date of such Notice, the said Society will, and thereupon shall, cease to be entitled to the Privileges of this Act, unless good and sufficient Cause be shewn to the Justices at their then next ensuing General or Quarter Sessions why such Returns could not be made.

Exemption from Stamp Duties.

XXXVII. And be it further enacted, That no Copy of Rules, Power, Warrant, or Letter of Attorney granted or to be granted by any Persons as Trustee of any Society established under this Act, for the Transfer of any Share in the Public Funds standing in the Name of such Trustee, nor any Receipts given for any Dividend in any Public Stock or Fund or Interest of Exchequer Bills, nor any Receipt, nor any Entry in any Book of Receipt, for Money deposited in the Funds of any such Society, nor for any Money received by any Member, his or her Executors or Administrators, Assigns or Attornies, from the Funds of such Society, nor any Bond nor other Security to be given to or on account of any such Society, or by the Treasurer or Trustee or any Officer thereof,

nor any Draft or Order, nor any Form of Assurance, nor any Appointment of any Agent, nor any Certificate or other Instrument for the Revocation of any such Appointment, nor any other Instrument or Document whatever required or authorized to be given, issued, signed, made, or produced in pursuance of this Act, shall be subject or liable to or charged with any Stamp Duty or Duties whatsoever.

Construction of Act.

XXXVIII. And be it further enacted, That the Word "Society" in this Act shall be understood to include Friendly Society or Societies, Institution or Institutions; the Word "Rules" to include Rules, Orders, and Regulations; the Word "County" to include County, Riding, Division, or Place; and the Words "Treasurer or Trustee" to include Treasurers or Trustees; and the Word "Person" to include Persons; and the Word "Book" to include Books; and the Word "Bond" to include Bonds; "Name" to include Names; "Account" to include Accounts; "Member" to include Members and Honorary Members; "Clerk of the Peace" to include Town Clerk; unless it be otherwise specially provided.

Act to extend to all present and future Societies.

XXXIX. And be it further enacted, That this Act shall extend to all Friendly Societies hereafter to be established, and also to Societies already established, as soon as they shall think fit to conform to the Provisions thereof.

Societies already enrolled to conform to this Act within Three Years.

XL. And be it further enacted, That provided Societies already enrolled shall not conform to the Provisions of this Act within the Space of Three Years from the passing of this Act, the said Societies shall then cease to be entitled to the Privileges and Provisions of any or either of the herein-before repealed Acts: Provided nevertheless, that the Provisions of the herein-before repealed Acts shall continue in force as to all Societies established under any or either of them before the passing of this Act for the said Space of Three Years, or until they shall sooner conform to the Provisions of this Act.

Public Act.

XLI. And be it further enacted, That this Act shall be deemed a Public Act, and shall extend to *Great Britain* and *Ireland* and *Berwick-upon-Tweed*, and be judicially taken notice of as such by all Judges, Justices, and other Persons whatsoever, without the same being specially shown or pleaded.

SCHE-

SCHEDULE (A.)

LIST of the MEMBERS of the Society, held at , established on the ; with a Return of the Sickness and Mortality experienced therein for the Period of Five Years, commencing January First, 18 , and ending December 31st, 18 .

NAMES. [N.B.—This Column may be filled up with Initials.]	Trade or Profession.	Date of Birth.	Date of Admission into the Society.	Date of becoming a Free Member.	For what Time entitled to Relief on account of Sickness.										For what Time entitled to Relief on account of Superannuation.										Date of Death.	Place of Residence at Time of Death.	REMARKS.
					In 18		In 18		In 18		In 18		In 18		In 18		In 18		In 18		In 18		In 18				
					Weeks.	Days	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.	Weeks.	Days.			

FORM OF AWARD.

WE, the major Part of the Arbitrators duly appointed by the Society established at in the County of do hereby award and order, That *A. B.* [*specifying by Name the Party or the Officer of the Society*] do, on the Day of , pay to *C. D.* the Sum of [*or* we do hereby reinstate in *or* expel *A. B.* from the said Society [*as the Case may be*]. Dated this Day of One thousand eight hundred and

E. F.
G. H.

FORM OF BOND.

KNOW all Men by these Presents, That we, *A. B.* of Treasurer [*or* Trustee, &c.] of the Society established at in the County of , and *C. D.* of and *G. H.* of (as Sureties on behalf of the said *A. B.*), are jointly and severally held and firmly bound to *E. F.*, the present Clerk of the Peace [*or* Town Clerk] for the County [*or* County of a City, *or* County of a Town, Riding, Division, *or* Place, *as the Case may be*,] of in the Sum of to be paid to the said *E. F.* as such Clerk of the Peace, [*or* Town Clerk,] or his Successor, Clerk of the Peace [*or* Town Clerk] of the said County [*or* County of a City, &c.] for the Time being, or his certain Attorney; for which Payment well and truly to be made we jointly and severally bind ourselves, and each of us by himself, our and each of our Heirs, Executors, and Administrators, firmly by these Presents, sealed with our Seals. Dated the Day of in the Year of our Lord

Whereas the above-bounden *A. B.* hath been duly appointed Treasurer [*or* Trustee, &c.] of the Society established as aforesaid, and he, together with the above-bounden *C. D.* and *G. H.* as his Sureties, have entered into the above-written Bond, subject to the Condition herein-after contained; now, therefore, the condition of the above-written Bond is such, that if the said *A. B.* shall and do justly and faithfully execute his Office of Treasurer [*or* Trustee] of the said Society established as aforesaid, and shall and do render a just and true Account of all Monies received and paid by him, and shall and do pay over all the Monies remaining in his Hands, and assign and transfer or deliver all Securities and Effects, Books, Papers, and Property of or belonging to the said Society in his Hands or Custody to such Person or Persons as the said Society shall appoint, according to the Rules of the said Society, together with the proper or legal Receipts or Vouchers for such Payments, and likewise shall and do in all respects well and truly and faithfully perform and fulfil his Office of Treasurer [*or* Trustee, &c.] to the said Society, according to the Rules thereof, then the above-written Bond shall be void and of no effect, otherwise shall be and remain in full force and virtue.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. LVII.

An Act to continue until the First Day of *July* One thousand eight hundred and thirty the Powers of the Commissioners for inquiring concerning Charities in *England* and *Wales*.

[19th *June* 1829.]

WHEREAS an Act was passed in the Fifty-eighth Year of His late Majesty's Reign, intituled *An Act for appointing Commissioners to inquire concerning Charities in* England *for the Education of the Poor;* and another Act was passed in the Fifty-ninth Year of the same Reign, intituled *An Act to amend an Act of the last Session of Parliament, for appointing Commissioners to inquire concerning Charities in* England *for the Education of the Poor, and to extend the Powers thereof to other Charities in* England *and* Wales, *to continue in force until the First Day of* August *One thousand eight hundred and twenty-three, and from thence until the End of the then next Session of Parliament;* which Acts were further continued for Four Years, and from thence to the End of the then next Session of Parliament, by an Act passed in the Fifth Year of the Reign of His present Majesty: And whereas the Commissioners appointed under and by virtue of the said Acts have pursued the Inquiries thereby authorized and directed, and have made several Reports of their Proceedings; but further Time is requisite for enabling

58 G. 3. c. 91.

59 G. 3. c. 81.

enabling them to complete those Inquiries: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Acts shall be and the same are hereby continued from the Expiration thereof until the First Day of *July* One thousand eight hundred and thirty.

Recited Acts further continued.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. LVIII.

An Act to repeal an Act of the Parliament of *Ireland*, of the Ninth Year of the Reign of Queen *Anne*, for uniting several Parishes, and building several Parish Churches in more convenient Places, so far as relates to the Parishes of *Oran* and *Drumtemple* in the Diocess of *Elphin*. [19th *June* 1829.]

WHEREAS an Act was passed in the Parliament of *Ireland* in the Ninth Year of the Reign of Queen *Anne*, intituled *An Act for uniting several Parishes, and building several Parish Churches in more convenient Places*, whereby, after reciting that the Parishes of *Oran* and *Drumtemple* in the Diocess of *Elphin* were fit to be united, and that the ancient Church of *Oran* within the said Parish of *Oran* was conveniently situated for the Parishioners of the said Parishes to repair unto, were the same rebuilt, it was enacted, that it should and might be lawful to and for the Bishop of the said Diocess, with the Approbation of the Archbishop of the Province, and the Consent of the respective Patrons, Incumbents, and the major Part of the Inhabitants of the said Parishes, to order the Church to be rebuilt at *Oran* in the said Parish of *Oran*, and to unite the said Parishes of *Oran* and *Drumtemple*; and that the said Parishes so united should be called by the Name of the Parish of *Oran*; and that the

9 Anne, c. 12. s. 2.

the Inhabitants of the said United Parish should from Time to Time be liable to and chargeable with building and keeping in repair the said Church of *Oran*, which was for ever to be deemed and taken to be One Parish to all Intents and Purposes whatsoever: And whereas after the passing of the said Act the said Parishes of *Oran* and *Drumtemple* were episcopally united with Three other Parishes, namely, the Parish of *Donamon*, the Parish of *Kilcrowan*, and the Parish of *Ballynakill*, all in the said Diocess of *Elphin*, which Union still subsists And whereas, in consequence of the great Extent of the said Union, it may be expedient hereafter to disunite the said Parishes, or to divide the said Union into Two Parts, one to consist of the said Parishes of *Oran* and *Drumtemple*, and the other to consist of the said Parishes of *Donamon*, *Kilcrowan*, and *Ballynakill*: And whereas no Church has since the passing of the said Act been built or rebuilt pursuant thereto, in the said Parishes thereby united, or either of them; and the said Union of the said Five Parishes now contains only One Church, which is in the said Parish of *Donamon*, and is extremely remote from other Parts of the said Union: And whereas the Trustees and Commissioners of the First Fruits of the several Benefices in *Ireland* have granted the Sum of Nine hundred Pounds, late *Irish* Currency, for building a Church in the said Parish of *Drumtemple*, being Part of the Union created by the said Act; and a Site for such new Church has been selected in the Village of *Ballymoe* in the said Parish, as being more eligible than the Site of *Oran*, mentioned in the said Act; but such new Church cannot, by reason of the said Act, be erected at any other Place in the said Union of *Oran* and *Drumtemple* than *Oran* aforesaid, which has on various Account become unfit for that Purpose: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said Act passed in the Ninth Year of the Reign of Queen *Anne* as is herein-before recited shall be and the same is hereby repealed.

Recited Act in part repealed.

A new Church to be erected in the Village of Ballymoe.

II. And be it enacted, That it shall and may be lawful to and for the Bishop of the said Diocess, with the Approbation of the Archbishop of the Province, and the Consent of the respective Patrons of the said Parishes of *Oran* and *Drumtemple*, to order or direct such new Church to be erected in the said Village of *Ballymoe*, or any other Place in either of the said Parishes, which to such Bishop shall appear most convenient.

Public Act.

2 G. 1. c. 14.

III. And whereas by an Act passed in the Parliament of *Ireland* in the Second Year of the Reign of King *George* the First, intituled *An Act for real Union and Division of Parishes*, reciting that there might be Occasion thereafter for making an Act or Acts of Parliament for the uniting or disuniting of particular Parishes or Parts of Parishes, or erecting particular Churches, it was enacted, that all such Acts of Parliament for the aforesaid Purposes only, or any of them, should be deemed as Public and General Acts in all Courts and by all Persons, and that no Fees should be paid or taken by any Person or Persons for passing any such Act of Parliament:

And whereas it is expedient that a like Provision should be made in this Case; be it therefore enacted, That this present Act shall be deemed a Public and General Act, and shall be judicially taken notice of as such in all Courts, and by all Judges, Justices, and others, without being specially pleaded, and that no Fees shall be paid or taken by any Person for passing the same.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. LIX.

An Act to amend an Act of the Seventh Year of His present Majesty, for consolidating the Trusts of the several Turnpike Roads in the Neighbourhood of the Metropolis, North of the River *Thames*, and to make and maintain Two New or Branch Roads to communicate with the said Metropolis Roads. [19th *June* 1829.]

WHEREAS by an Act passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act for consolidating the Trusts of the several Turnpike Roads in the Neighbourhood of the Metropolis, North of the River* Thames, the several Roads in the Neighbourhood of the Metropolis, North of the River *Thames*, which are particularly mentioned and described in the First Schedule thereto annexed, were placed under the Management of Commissioners appointed and to be appointed by and under the said Act: And whereas it is desirable that the said Commissioners should be empowered to make and maintain the New or Branch Roads herein-after described, and that such Alterations and Amendments as are herein-after mentioned should be made in the said recited Act: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords 7 G.4. c. cxlii.

Power to make the New Roads herein described.

Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall be lawful for the Commissioners for the Time being acting in execution of the said recited Act to make and maintain the Three several New or Branch Roads herein-after described; (that is to say,) a new Road from the *Stamford Hill* Road in the Parish of *Tottenham* in the said County of *Middlesex*, nearly opposite to certain Trees called the *Seven Sisters*, passing across *Hangers Lane*, across the *Green Lanes* Roads near to the Termination of *Manor Road* and *Hornsey Wood Lane*, across *Stroud Green Lane*, along *Heam Lane*, across *Duval's Lane*, now called *Hornsey Road*, passing at *Holloway* across the Road from *London* to *Highgate*, and terminating in the *Camden Town* Road in the Parish of *Islington* in the said County of *Middlesex*; also a new Road, or Diversion of the old Road, from and out of the said *Stamford Hill* Road, between the Ninth and Tenth Mile Stones on the *Enfield* Highway in the Parish of *Enfield*, in the same County of *Middlesex*, commencing at the Wheelwright's Yard nearly opposite a Road leading from *Enfield* Highway aforesaid to *Forty Hill* in the said Parish of *Enfield*, and terminating at the Baker's Shop; and also a New Road or Branch Road from the *Lea Bridge* Road, at or near the Sixth Mile Stone on the said Road, in the Parish of *Walthamstow* in the County of *Essex*, passing across *Epping Forest*, and terminating at the Turnpike Road from *London* to *Epping* in the County of *Essex*, about Three hundred Yards on the *London* Side of the *Castle Inn* in the Parish of *Woodford* in the said County of *Essex*.

Map and Book of Reference deposited with the Clerks of the Peace to remain there, and be open to Inspection.

II. And whereas Two several Maps or Plans describing the respective Lines of the said Two several first-mentioned intended New or Branch Roads, and the Lands and Hereditaments through which the same are respectively intended to be carried, together with Two several Books of Reference containing Lists of the Names of the Owners or reputed Owners and Occupiers of such Lands and Hereditaments, have been deposited in the Office of the Clerk of the Peace for the said County of *Middlesex*; and a Map or Plan describing the Line of the said intended New or Branch Road lastly described, and the Lands and Hereditaments through which the same is intended to be carried, together with a Book of Reference containing a List of the Names of the Owners or reputed Owners and Occupiers of such Lands and Hereditaments, hath been deposited in the Office of the Clerk of the Peace for the said County of *Essex*; be it therefore enacted, That the said several Maps or Plans and Books of Reference shall remain in the Custody of the respective Clerks of the Peace for the said Counties of *Middlesex* and *Essex* for the Time being, to the end that all Persons may at all seasonable Times have Liberty to inspect and peruse the same respectively, and to take Copies thereof or Extracts therefrom, paying to such Clerks of the Peace respectively the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every One hundred Words of such Copies or Extracts; and the said Commissioners shall not, in making the said intended New or Branch Roads, deviate more than One hundred Yards from the Line described in the Map or Plan

Roads not to deviate from Plan.

applicable to each particular Road respectively, without the Consent in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Hereditaments such Deviation shall be made.

Power to take down Houses, &c. mentioned in Schedule.

III. And be it further enacted, That, for the Purpose of making the said intended New or Branch Roads, it shall be lawful for the said Commissioners not only to purchase, take, and use the Lands and Hereditaments through which the said New or Branch Roads are in the said Maps or Plans and Books of Reference described as intended to be carried, but also to purchase, acquire, take down, and use the Houses, Buildings, Orchards, Gardens, and other Hereditaments mentioned and described in the Schedule to this Act annexed, or such of them as the said Commissioners shall think proper.

Errors in Book of Reference or Schedule not to impede the Act.

IV. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners to make the said New or Branch Roads, and every of them, into, through, across, or over any Lands or Grounds described or intended to be described on either of the said Maps or Plans, and, for the Purpose of making the same, to purchase, take down, and use any of the Houses, Buildings, Orchards, Gardens, and other Hereditaments described or intended so to be in the said Schedule hereto annexed, or any of them, although the same Lands, Grounds, Houses, Buildings, Orchards, Gardens, and other Hereditaments, or the Name or Names of the Owner or Owners or Occupier or Occupiers thereof, may happen to be erroneously stated or omitted in the said Books of Reference, or in the said Schedule to this Act annexed, in case it shall appear to any Two or more Justices of the Peace for the County in which such Lands, Grounds, Houses, Buildings, Orchards, Gardens, or other Hereditaments shall be situate, and shall be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Course of the New River not to be diverted or impeded.

V. And inasmuch as the projected Line of the said New or Branch Road from the *Seven Sisters* to the *Camden Town* Road is intended to cross the Channel or Course of the *New River* Cut or Stream, within the Prebendal Manor and Estate of *Stoke Newington*; be it further enacted, That nothing in this Act contained shall authorize the said Commissioners to alter or divert the Course of the said *New River*, or, in building the Bridge which will be requisite where such Road will cross the said River, to narrow the Channel thereof, or in any Manner impede the free Course of the said Cut or Stream, without the Concurrence and Consent of the Governor and Company of the said *New River*, to be signified by some Writing under the Hand of their Surveyor for the Time being.

The New Roads to be made within Seven Years.

VI. Provided always, and be it further enacted, That in case the said Commissioners shall not make the said intended New or Branch Roads within the Space of Seven Years from the passing of this Act, then and in such Case it shall not be lawful for the said Commissioners to make the same without the Consent in Writing of the Owners

Owners of the Lands over and through which such Roads shall there-after be made first had and obtained.

After 1st Jan. next, certain Roads no longer to be repaired by Commissioners under recited Act.

VII. And be it further enacted, That from and after the First Day of *January* next after the passing of this Act, the Roads mentioned and described in the Fifth, Eighth, and Eleventh Parts of the First Schedule annexed to the said recited Act shall cease to be maintained, repaired, lighted, watched, or watered by the Commissioners acting in execution of that Act, with the Exceptions herein-after mentioned; (that is to say,) so much of the Road mentioned and described in the said Fifth Part of the said First Schedule to the said Act as lies between the Carriage Bridge over the Regent's Canal at *Maida Hill* and *Kilburn Bridge* in the County of *Middlesex*; and the following Roads and Parts of Roads mentioned and described in the said Eighth Part of the said First Schedule to the said Act; (that is to say,) the Road commencing at the *Angel* at *Islington*, but in the Parish of *Clerkenwell*, and leading from thence through *Holloway* to *Highgate Gatehouse*; the Branch Road diverting at the Turnpike Gate at *Islington*, running to the West of the Town of *Islington*, and joining with the said last-mentioned Road at *Holloway*, and commonly called the *Back Road*; the Road from *Lower Street*, *Islington*, to *Newington Green*, called the *Lower Road*; the Road called *Cross Street*, from the *Upper Street* to the *Lower Street*; and the Road from *Ball's Pond* Gate to *Kingsland*; the Road commencing at *Battle Bridge*, and leading from thence, by *Saint Pancras* Church, through *Kentish Town*, to *Highgate Gatehouse*; the Road commencing at *Saint James*'s Chapel, in the Parish of *Saint Pancras*, leading from thence through *Camden Town*, and uniting with the said last-mentioned Road at or near a Public House called the *Black Horse*, at *Kentish Town*; the Road leading from the said last-mentioned Road to *Hampstead*, and terminating at or near a Public House called the *Red Lion*; the Branch Road from the said *Highgate* to the said *Hampstead* Road, called *Figg Lane*; which Roads and Parts of Roads so excepted shall, for all Purposes of maintaining, repairing, watching, lighting, and watering the same respectively, continue subject to the Provisions of the said recited Act.

Such Roads from that Period to be deemed common Highways, and to be maintained and repaired as such.

VIII. And be it further enacted, That the several Roads and Parts of Roads which, under the Provision lastly herein-before contained, shall, from and after the said First Day of *January*, cease to be maintained and repaired, watched, watered, or lighted, by the said Commissioners acting in execution of the said recited Act, shall from thenceforth be deemed and considered to be common Highways, and shall be maintained, repaired, watched, watered, and lighted by the Parishes in which the same are respectively situate, by the respective Surveyors or Persons appointed or to be appointed under and by virtue of an Act passed in the Thirteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to explain, amend, and reduce into One Act of Parliament the Statutes now in being for the Amendment and Preservation of the public Highways in that Part of* Great Britain *called* England, *and for other Purposes;* and the Expences thereof may and shall be assessed and levied, under the Provisions of the said Act, upon the whole

whole of such Parish or Parishes, any Act of Parliament, Custom, or Usage to the contrary notwithstanding.

Not to extend to watching and lighting in certain Cases.

IX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to the watching, lighting, or watering any Parts of the said Roads which are at present watched, watered, or lighted under any Act or Acts of Parliament; but the Provisions of this Act shall in such Case only extend to the maintaining and repairing of such Parts of the said Roads.

The Maintenance of the Road from Oxford Street to Maida Hill divided between the Parishes of Marylebone and Paddington.

X. And whereas the Parishes of *Saint Marylebone* and *Paddington* extend on either Side to the Centre of the Road from *Oxford Street* to the said Carriage Bridge over the Regent's Canal at *Maida Hill*, being a Portion of the Roads mentioned and described in the Fifth Part of the First Schedule annexed to the said recited Act, and herein-before directed to be maintained and repaired as common Highways by the Parishes in which such Roads are situated; and for the Purposes of such Maintenance and Repair it will be expedient that such Road shall be maintained and repaired by the said several Parishes in longitudinal Proportions, as for that Purpose next hereinafter specified; be it further enacted, That the Parish of *Saint Marylebone* shall maintain and repair so much of the Carriageway of the said Road, from Channel to Channel, as extends Northward from *Oxford Street* to the South Side of *Chapel Street*, in a Line across to the South Side of *Praed Street*; and the Parish of *Paddington* shall maintain and repair the remaining Portion of the said Road as far as the South Side of the said Carriage Bridge over the Regent's Canal at *Maida Hill*; and that for the Purposes of such Repair and Maintenance the said Two several Portions of the said Road shall be deemed to be within the said Parishes of *Saint Marylebone* and *Paddington* respectively, and shall be subject to the sole Orders, Controul, and Jurisdiction of the Vestrymen of the said Parishes respectively, as the Case may be; and that no Alteration whatsoever shall be made in the Level of the Channels of the said Road, or any Portion thereof, without the mutual Consent of the Vestries of the said Two Parishes for that Purpose in Writing first had and obtained: Provided always, that nothing herein contained shall extend to alter the Boundaries of the said Two several Parishes, nor to vary any Jurisdiction as to the Footways of the said Road, or as to the Houses, Tenements, Buildings, or Hereditaments abutting on the said Road, and the Parochial Rates or Assessments thereon; but that the Boundaries of the said Two several Parishes, and the Jurisdiction over the Footways of the said Road, and the present and all future Parochial Rates or Assessments upon the Houses, Tenements, Buildings, or Hereditaments abutting on the said Road, shall continue in full Force and Effect as if this Act had not been made, any thing herein-before contained to the contrary thereof in anywise notwithstanding.

Highways in St. Pancras subject as other Parts of the Parish.

XI. And be it further enacted, That all and every the Roads and Parts of Roads within the said Parish of *Saint Pancras*, and by this Act declared to be common Highways, shall be subject to the same Controul and Management, and be repaired and maintained from

the same Funds, (except as to Limitation of Expenditure,) as the Highways and Footpaths within the said Parish are by Law subject and liable to and chargeable upon, any thing herein contained to the contrary thereof in anywise notwithstanding.

Turnpikes to be removed from such Roads.

XII. And be it further enacted, That within One Calendar Month next after the said First Day of *January* the said Commissioners acting in execution of the said recited Act shall cause all the Toll Gates, Bars, and Side Gates which have been set up upon or by the Side of the several Roads and Parts of Roads which, under the Provision herein-before contained, will, from and after the said First Day of *January*, cease to be maintained, repaired, watched, watered, and lighted by the said Commissioners, to be pulled down and removed, and the Materials to be sold; and the said Commissioners shall apply the Monies arising from such Sale to the general Purposes of the said Act.

No Rate for Houses on such Roads.

XIII. And be it further enacted, That from and after the said First Day of *January* no Rate or Assessment shall be made, under the Authority of the said recited Act, upon any Person, by reason of his or her inhabiting, holding, using, possessing, occupying, or enjoying any House, Shop, Warehouse, Coach-house, Stable, or other Building, Yard, Garden, or Ground within Two hundred Yards of that Part of the Road mentioned and described in the Fifth Part of the First Schedule annexed to the said Act, which will, under the Provisions herein-before contained, cease to be maintained, repaired, watched, watered, or lighted by the Commissioners acting in execution of the said recited Act or within One hundred Yards of any Part of the Roads mentioned and described in the Eighth Part of the First Schedule annexed to the said Act, which will also, under the Provisions herein-before contained, cease to be maintained, repaired, watched, watered, and lighted by the said Commissioners; but in all other respects the Powers of rating given by the said recited Act, and all Provisions relating thereto, shall continue in full force and virtue.

Repealing Provision in Act 7 G. 4. directing a certain Payment to the Parish of Paddington.

XIV. And whereas by the said recited Act of the Seventh Year aforesaid it was enacted, that the clear yearly Rents and Profits of the Lands and Hereditaments therein mentioned to be vested in the Keepers and Governors of the Possessions, Revenues, and Goods of the Free Grammar School of *John Lyon*, within the Town of *Harrow-on-the-Hill* in the County of *Middlesex*, in Trust as therein mentioned, should, after paying the Expences of the said Keepers and Governors, be paid over annually by them into the Bank of *England*, to the Credit of the Commissioners acting in execution of that Act, who should pay over One equal Seventeenth Part of so much of the said Rents and Profits as should have arisen from the Lands and Hereditaments conveyed by the Indenture of the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of Queen *Elizabeth*, in the said Act particularly mentioned, to the Vestry of the Parish of *Paddington*, or as they should direct, to be by them applied in or towards the repairing, improving, watching, watering, and lighting of so much of the Road from *London* to *Harrow* as lies between the *Red*

Lion Inn at *Paddington* and the first Carriage Bridge over the Grand Junction Canal, and should apply the remaining Sixteen Seventeenth Parts of the said last-mentioned clear Rents and Profits, pursuant to the Provision of that Act, in repairing, improving, watching, watering, and lighting the Roads mentioned and described in the Fifth and Sixth Parts of the said First Schedule thereto annexed; and should apply so much of the clear yearly Rents and Profits as should have arisen from the Lands and Hereditaments conveyed by the Indenture of the Sixth Day of *July* in the Twenty-first Year of the Reign of Queen *Elizabeth*, in the said Act particularly mentioned, pursuant to the Provisions of that Act, in the first place, in repairing, improving, watching, watering, and lighting the Roads mentioned and described in the Fifth and Seventh Parts of the said First Schedule thereto annexed, and, subject thereto, in repairing, improving, watching, watering, and lighting the Road mentioned and described in the Sixth Part of the said First Schedule thereto annexed: And whereas Parts of the Roads which the said Rents and Profits respectively are by the said Act directed to be applied by the said Commissioners in repairing, improving, watching, watering, and lighting, will, under the Provisions herein-before contained, cease to be maintained and repaired by the said Commissioners, and a Portion thereof will be maintained and repaired by the said Parish of *Paddington*, and the other Part thereof by the Parish of *Saint Marylebone*, and it is proper therefore that corresponding Portions of the said Rents and Profits should be paid by the said Commissioners to the said Parishes respectively; be it therefore further enacted, That, from and after the said First Day of *January* next, so much of the said recited Act as directs the Payment and Application of the said Rents and Profits in manner aforesaid by the said Commissioners, from and after the said First Day of *January* next, shall be and the same is hereby repealed.

Directing certain Payments of the Rents of John Lyon's Estates to the Parishes of Paddington and Marylebone.

XV. And be it further enacted, That the said Commissioners shall from Time to Time, as and when they shall receive the same, pay to the Vestry of the said Parish of *Paddington*, or as they shall direct, One equal Eleventh Part of the clear yearly Rents and Profits which shall arise from the Lands and Hereditaments conveyed by the said Indenture of the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of Queen *Elizabeth*, from and after the said First Day of *January* next; and the said One Eleventh Part of the said Rents and Profits shall be applied by the said Vestry in or towards the repairing, improving, watching, watering, and lighting of so much of the Road from *London* to *Harrow* as lies between the South Side of *Chapel Street* aforesaid and the first Carriage Bridge over the Grand Junction Canal on the *Harrow* Road; and that the said Commissioners shall pay to the Vestrymen of the Parish of *Saint Marylebone*, or as they shall direct, Three equal Twentieth Parts of the said last-mentioned Rents and Profits, to be by the said last-mentioned Vestrymen applied in or towards the repairing, improving, watching, watering, and lighting of so much of the Road from *Saint Giles's Pound* to *Harrow-on-the-Hill* as, under the Provisions herein-before contained, will be maintained and repaired by the said Parish of *Saint Marylebone*; and that the said Commissioners

sioners shall also pay to the said Vestry of the Parish of *Paddington*, or as they shall direct, Two equal Thirty-ninth Parts of the clear yearly Rents and Profits which shall arise from the Lands and Hereditaments conveyed by the said Indenture of the Sixth Day of *July* in the Twenty-first Year of Queen *Elizabeth*, and be received by the said Commissioners after the said First Day of *January* next, to be by the said Vestry applied in or towards the repairing, improving, watching, watering, and lighting of so much of the Road from *Saint Giles's Pound* to *Edgeware* as, under the Provisions herein-before contained, will be repaired and maintained by the said Parish of *Paddington*; and shall also pay to the said Vestrymen of the Parish of *Saint Marylebone*, or as they shall direct, Seven equal Thirty-ninth Parts of the said last-mentioned clear yearly Rents and Profits, to be by the said last-mentioned Vestrymen applied in or towards the repairing, improving, watching, watering, and lighting of so much of the said Road from *Saint Giles's Pound* to *Edgeware* as, under the Provisions herein-before contained, will be maintained and repaired by the said last-mentioned Parish; and the said Commissioners shall apply the Residue of the clear yearly Rents and Profits which shall arise from the Lands and Hereditaments conveyed by the said Indenture of the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of Queen *Elizabeth*, towards the repairing and improving of the Roads comprised in the Sixth District herein-after described; and shall apply the Residue of the clear yearly Rents and Profits which shall arise from the Lands and Hereditaments conveyed by the said Indenture of the Sixth Day of *July* in the Twenty-first Year of the Reign of Queen *Elizabeth*, in the first place, towards the repairing and improving of the Roads comprised in the Seventh and Eighth Districts herein-after described, and, subject thereto, in or towards the repairing and improving of the Roads comprised in the said Sixth District.

Directing certain Payments of the Rents of Edward Harvist's Estates to the Parishes of Paddington and Marylebone.

XVI. And whereas *Edward Harvist*, Citizen and Brewer of *London*, by his Will, bearing Date the First Day of *February* One thousand six hundred and ten, gave to the Master, Wardens, and Commonalty of the Art or Mystery of Brewers of the City of *London*, and their Successors, Two Closes of Meadow called *London Fields*, with the Appurtenances, situate in or near *Holloway* in the Parish of *Islington* in the said County of *Middlesex*, to the Intent that the said Master, Wardens, and Commonalty should employ all the Rents and Profits thereof (except Forty Shillings) upon the repairing and amending of the Highway between *Tyburn* and *Edgeware* (in the said Will called *Edgeworth*) in the said County of *Middlesex*: And whereas it is proper that proportionate Parts of the said Rents and Profits (the whole of which are, under the Provisions of the said recited Act of the Seventh Year aforesaid, accounted for and paid over to the Commissioners acting in execution of that Act,) should be paid over by the said Commissioners to the said Parishes of *Paddington* and *Saint Marylebone*, by whom Portions of the said Road from *Tyburn* to *Edgeware* will, under the Provisions herein-before contained, be maintained and repaired; be it therefore further enacted, That the said Commissioners shall (from Time to Time, as and when the same shall be received by them,) pay to the Vestry of

of the Parish of *Paddington*, or as they shall direct, One equal Sixteenth Part of the said last-mentioned Rents and Profits which shall arise after the said First Day of *January* next, to be applied by the said Vestry in or towards the repairing and improving of so much of the Road from *Tyburn* to *Edgeware* as, under the Provisions herein-before contained, will be maintained and repaired by the said Parish of *Paddington*; and shall pay to the Vestrymen of the Parish of *Saint Marylebone*, or as they shall direct, One other equal Sixteenth Part of the said last-mentioned Rents and Profits, to be by the said last-mentioned Vestrymen applied in or towards the repairing and improving of so much of the Road from *Tyburn* to *Edgeware* as, under the Provisions herein-before contained, will be maintained and repaired by the said Parish of *Saint Marylebone*; and shall apply the Residue of the said last-mentioned Rents and Profits in or towards the repairing and improving of the Roads comprised in the Seventh and Eighth Districts herein-after described.

Tolls in 2d Schedule to cease.

XVII. And be it further enacted, That from and after the said First Day of *January* the several Tolls mentioned in the Second Schedule to the said recited Act, and by the said Act authorized to be taken, shall cease to be payable.

Districts for Tolls.

XVIII. And be it further enacted, That from and after the said First Day of *January* the several Roads for the Time being under the Superintendence and Management of the Commissioners acting in execution of the said recited Act shall, for the Purpose of collecting Tolls thereon, be divided into the following Districts; that is to say,

The First District, comprising that Part of the Great Western or *Old Brentford* Road beginning at the West Side of the Great Sewer commonly called the *Ranelagh Sewer*, at *Knightsbridge*, and continuing through the Towns of *Kensington*, *Hammersmith*, and *Brentford*, to *Brentford Bridge*; the Roads from *Knightsbridge* to *Fulham Bridge*; and from *Fulham*, through *Fulham Fields*, to the Corner of the Garden Wall formerly belonging to *Michael Impey* deceased, opposite the Chapel at *Hammersmith*; and from *Walham Green* to the said Great Western Road near the East End of the Town of *Hammersmith*; and from the House known by the Sign of the *Bell and Horns*, at *Brompton*, to *Earl's Court*, and from thence to the said Great Western Road near *Holland House*; and from the West Side of the said Sewer called *Ranelagh Sewer*, near *Chelsea Bunhouse*, to the North End of *Battersea Bridge* in the Parish of *Chelsea*; and from *Chelsea* Church, along *Hogmore Lane*, to the said Great Western Road near the East End of the Town of *Kensington*; and from *Chelsea* Hospital, by *Blacklands*, to the Road leading from *Knightsbridge* to *Fulham*; and from the *King's Arms* in *Fulham* to the Entrance to the *King's Road*; which said several Roads lie within the Parishes of *Saint Margaret Westminster*, *Saint Mary Abbots Kensington*, *Saint Luke Chelsea*, *All Saints Fulham*, *Chiswick*, *Ealing*, and *Hanwell*, in the said County of *Middlesex*:

The Second District, comprising that Part of the said Great Western Road which leads from *Brentford Bridge* aforesaid, through the

Town of *Hounslow*, to the Bridge near the Powder Mills in the Parish of *Bedfont*; the Road leading from *Hounslow* aforesaid to *Cranford Bridge*; the Road leading out of the said Great Western Road at or near a Public House known by the Sign of the *Coach and Horses*, through *Sion Lane* and the Towns and Parishes of *Isleworth*, *Twickenham*, and *Teddington*, to the Gate on the South Side of *Teddington Field* in the Road to *Kingston Bridge*; and also the Road or Highway called *Pound Lane* or *Lower Wood Lane*, leading out of the said Great Western Road near *Smallbury Green* Turnpike, to a Public House known by the Sign of the *George*, in the Town of *Isleworth* aforesaid; all in the County of *Middlesex*:

The Third District, comprising so much of the Road between *Tyburn* and the Town of *Uxbridge* in the Parish of *Hillingdon* in the County of *Middlesex* as lies between *Tyburn* aforesaid and the Seventh Mile Stone on the said Road; and the Road called *Church Lane*, leading from the House known by the Name of the *Swan*, at *Kensington* Gravel Pits, to the Town of *Kensington*:

The Fourth District, comprising the Remainder of the said Road between *Tyburn* and *Uxbridge*; namely, that Part of the said Road which lies between the said Seventh Mile Stone on the said Road and the said Town of *Uxbridge*; and the Road leading from *Brent Bridge*, over *Hanwell Heath*, through the Parishes of *New Hanwell*, *New Brentford*, and *Ealing*, to the Great Western Road and the Wharfs on the River *Thames*:

The Fifth District, comprising an intended new Road leading from the said Road between *Tyburn* and *Uxbridge*, at *Shepherd's Bush Common* in the Parish of *Fulham* and Hamlet of *Hammersmith*, to the said Great Western Road near *Turnham Green* in the Parish of *Acton*:

The Sixth District, comprising the Road from the first Carriage Bridge over the Grand Junction Canal at *Paddington* to *Harrow-on-the-Hill* in the County of *Middlesex*; and a Branch Road from the said Road, at or near a Place called *Chelsea Reach*, between the Second and Third Mile Stones on the said Road, to the Road next herein-after described as forming the Seventh District, at or near to *Pine Apple Nursery* otherwise *Pine Apple Place*:

The Seventh District, comprising the Road from the Carriage Bridge over the Regent's Canal at *Maida Hill* to *Kilburn Bridge*, and the Continuation of the same Road from *Kilburn Bridge* to the Seventh Mile Stone on the same Road:

The Eighth District, comprising the remaining Portion of the said last-mentioned Road, commencing at the said Seventh Mile Stone, leading from thence through the Town of *Edgeware*, and terminating at *Sparrows Herne* in the County of *Hertford*:

The Ninth District, comprising the Road from the *Hampstead Road*, at *Camden Town* in the Parish of *Saint Pancras* in the County of *Middlesex*, to the Great North Road in the Parish of *Saint Mary Islington* in the said County, and also along *Park Street* into *Albany Street* in the same County; the Road commencing at the *Angel* at *Islington*, but in the Parish of *Clerkenwell*, and leading from thence through *Holloway* to *Highgate Gatehouse*; the Branch Road diverting at the Turnpike

Gate at *Islington*, running to the West of the Town of *Islington*, and joining with the said last-mentioned Road at *Holloway*, and commonly called the *Back Road*; the Road from *Lower Street Islington* to *Newington Green*, called the *Lower Road*; the Road called *Cross Street*, from the *Upper Street* to the *Lower Street*; and the Road from *Ball's Pond Gate* to *Kingsland*; the Road commencing at *Battle Bridge*, and leading from thence, by *Saint Pancras* Church and through *Kentish Town*, to *Highgate Gatehouse*; the Road commencing at *Saint James*'s Chapel in the Parish of *Saint Pancras*, leading from thence through *Camden Town*, and uniting with the said last-mentioned Road at or near a Public House called the *Black Horse*, at *Kentish Town*; the Road leading from the said last-mentioned Road to *Hampstead*, and terminating at or near a Public House called the *Red Lion*; and the Branch Road from the said *Highgate* to the said *Hampstead* Road, called *Figg Lane*:

The Tenth District, comprising the Road from the North-west Side of the *Goswell Street Road*, next *Islington*, to the North-west Corner of *Finsbury Square*, by the *Artillery Ground*, in the County of *Middlesex*, commonly called or known by the Name of the *City Road*:

The Eleventh District, comprising so much of the Road called the *Stamford Hill Road* as lies between the *Stones End* in the Parish of *Saint Leonard Shoreditch* and the Seventh Mile Stone on the same Road, and situate at or near to the Public House called the *King's Head*, at *Lower Edmonton* in the County of *Middlesex*:

The Twelfth District, comprising so much of the said *Stamford Hill* Road as lies between the said Seventh Mile Stone at *Lower Edmonton* and the Northernmost Part of *Enfield* in the said County of *Middlesex*, next to the Parish of *Cheshunt* in the County of *Hertford*; and the new Road or Diversion of the old Road herein-before directed to be made between the Ninth and Tenth Mile Stones on the said Road at *Enfield* Highway; and the Road from the Place where the Watch-house in *Edmonton* formerly stood, to the Market Place in *Enfield* aforesaid:

The Thirteenth District, comprising the Road from *Newington Green* in the said County of *Middlesex*, through the Lanes or Highways called the *Green Lanes*, to join the said Road leading from *Edmonton* to the Market Place in *Enfield* at *Bush Hill* in the Parish of *Edmonton*, which Road is commonly called the *Green Lanes Road*:

The Fourteenth District, comprising the New or Branch Road herein-before directed to be made from the *Stamford Hill* Road in the Parish of *Tottenham*, nearly opposite to certain Trees called the *Seven Sisters*, to the *Camden Town* Road, being the Road herein-before described in the Ninth District:

The Fifteenth District, comprising the Roads leading from the Church of the Parish of *Saint Leonard Shoreditch*, through *Hackney*, to *Stamford Hill*; and from *Hackney*, across *Cambridge Heath*, over *Bethnal Green*, to the Turnpike Gate at *Mile End*; and from *Kingsland Green* in the Parish of *Saint John* at *Hackney*, through *Dalston*, to *Church Street* in the same Parish; all in the County of *Middlesex*:

The

The Sixteenth District, comprising the Bridge over the River *Lea* commonly called *Lea Bridge;* the Road across the Marsh called *Walthamstow* or *Low Layton Marsh*, and certain Lands adjoining to *Mark House Lane;* the Road from *Clapton* in the County of *Middlesex* down to the said River *Lea;* the Roads from *Mark House Lane* into the Great Road at or near a House known by the Sign of the *Eagle*, at *Snaresbrook* in the Parish of *Wanstead* in the County of *Essex;* and the new Road herein-before directed to be made, commencing at the Sixth Mile Stone on this District of Roads, passing across *Epping Forest*, and terminating at the Turnpike Road from *London* to *Epping* in the said County of *Essex*.

Tolls.

XIX. And be it further enacted, That from and after the said First Day of *January* it shall be lawful for the said Commissioners acting in execution of the said recited Act, or their Lessees or Collectors, or any present or future Mortgagees when in actual Possession, to demand, receive, and take, at each of the Gates and Bars erected on or by the Side of the several Roads herein-before described, the Tolls following; (that is to say,)

On the Roads comprised in the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Eleventh, Twelfth, Thirteenth, and Fourteenth Districts respectively:

For every Horse or other Beast (except such as are after mentioned), laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Horse or other Beast (except an Ass), drawing, the Sum of Three-pence:

For every Ass, drawing, the Sum of One Penny Halfpenny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence *per* Score (and so in proportion for any greater or less Number):

For every Drove of Calves, Sheep, Lambs, or Swine, the Sum of Five-pence *per* Score (and so in proportion for any greater or less Number).

On the Road comprised in the Tenth District:

For every Horse or other Beast except such as are after mentioned, drawing or not drawing, the Sum of One Penny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Five-pence *per* Score (and so in proportion for any greater or less Number):

For every Drove of Calves, Sheep, Lambs, or Swine, the Sum of Two-pence Halfpenny *per* Score, and so in proportion for any greater or less Number.

On the Roads comprised in the Fifteenth District:

For every Horse or other Beast (except such as are after mentioned), laden or unladen, and not drawing, the Sum of One Penny Halfpenny:

For every Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Horse or other Beast (when more than One), drawing any licensed Stage Coach, the Sum of One Penny Halfpenny:

For

For every Horse or other Beast (except an Ass), when more than One, drawing any other Vehicle than such licensed Stage Coach, the Sum of Two-pence:
For every single Horse or other Beast (except an Ass), drawing, the Sum of Three-pence:
For every Ass, drawing, the Sum of One Penny Halfpenny:
For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence *per* Score (and so in proportion for any greater or less Number):
For every Drove of Calves, Sheep, Lambs, or Swine, the Sum of Five-pence *per* Score (and so in proportion for any greater or less Number).

On the Road comprised in the Sixteenth District:
For every Horse or other Beast (except such as are after mentioned), laden or unladen, and not drawing, the Sum of One Penny Halfpenny:
For every Ass, laden or unladen, and not drawing, the Sum of One Penny:
For every Horse or other Beast (except an Ass), when more than One, drawing, the Sum of Two-pence:
For every single Horse or other Beast (except an Ass), drawing, the Sum of Three-pence:
For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence *per* Score (and so in proportion for any greater or less Number):
For every Drove of Calves, Sheep, Lambs, or Swine, the Sum of Five-pence *per* Score (and so in proportion for any greater or less Number):
For every Ass, drawing, the Sum of One Penny Halfpenny.

Tolls on 16th District may be increased if Repairs of Lea Bridge exceed 1,000*l.*

XX. Provided always, and be it enacted, That if at any Time or Times hereafter any Reparations become necessary to the said *Lea Bridge*, the Cost whereof shall be more in Amount than the Sum of One thousand Pounds, then and in every such Case it shall be lawful for the said Commissioners to increase all and every the said Tolls on the Roads comprised in the Sixteenth District to One Half more in Amount than the said several Tolls, and to continue such Increase until the Money expended in such Reparations be reimbursed and repaid to the said Commissioners by means of such increased Toll.

Tolls on Steam Carriages.

XXI. And be it further enacted, That the same Toll shall be paid in each of the said Districts, for any Coach, Waggon, or other Carriage which shall pass along any of the Roads in that District, and shall be in any Manner propelled or drawn by Steam, Gas, or any other like Means, as would have been payable for Four Horses drawing the same in case the same had been drawn by Four Horses; and the said Toll shall be paid for every such Coach, Waggon, or other Carriage in each of the said Districts for each Time of passing along any of the Roads in that District.

Horses or Cattle going to depasture on Waltham-

XXII. Provided always, and be it further enacted, That no Toll shall be demanded or taken on the Road comprised in the Sixteenth District, for

stow Marsh exempt from Toll.

for or in respect of any Horses or other Cattle whatsoever going to the Marsh called *Walthamstow Marsh* or *Low Layton Marsh*, for the Purpose of depasturing there only, or returning from the same.

Hay or Straw having paid Toll in the 8th District shall be exempt in the 7th.

XXIII. Provided always, and be it further enacted, That if the Toll by this Act authorized to be taken shall have been paid in respect of any Horse or other Beast drawing any Waggon, Cart, or other Carriage laden with Hay or Straw, on the Road comprised in the Eighth District, no Toll shall be demanded or taken in respect of the same Horse or other Beast while drawing the same Waggon, Cart, or other such Carriage on the Road comprised in the Seventh District.

Half Tolls on Hay or Straw on 9th, 11th, 12th, and 13th Districts.

XXIV. Provided always, and be it further enacted, That for or in respect of any Horse or other Beast drawing any Waggon, Cart, or other such Carriage laden with Hay or Straw, no more than One Half of the Tolls by this Act authorized to be taken shall be demanded or taken on any of the Roads comprised in the Ninth, Eleventh, Twelfth, and Thirteenth Districts respectively.

Tolls to be paid only once a Day in the same District.

XXV. Provided always, and be it further enacted, That when the Toll by this Act authorized to be taken shall have been once paid in either of the aforesaid Districts, for or in respect of any Horse or other Beast, Cattle or other Stock, no further Toll shall be demanded or taken during the same Day (except in the Cases herein-after mentioned), for or in respect of the same Horse or other Beast, Cattle or other Stock, at any other Gate or Bar within the same District, or on returning or repassing through the same Gate or Bar; but the Payment of Toll in any one of the aforesaid Districts shall not entitle the Party paying the same to any Exemption from Toll during the same Day within any other of the aforesaid Districts, unless in Cases which may be specially provided for by the said Commissioners under the Provisions of this Act or of the said recited Act.

Horses drawing different Carriages to pay each Time of passing.

XXVI. Provided also, and be it further enacted, That no Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, shall be exempt from Toll in any of the said Districts by reason of any previous Payment of Toll within the same District during the same Day, unless such Horse or other Beast shall at the Time of such previous Payment of Toll have been drawing the same Waggon, Wain, Cart, or other Carriage as that which he shall be drawing at the Time when such Exemption shall be claimed.

Post Chaises to pay each Time of passing with a fresh Hiring.

XXVII. Provided also, and be it further enacted, That no Horse or other Beast drawing any Post Chaise or other Carriage returning with any Person or Persons therein, and passing through any of the said Gates or Bars in any of the said Districts, shall be exempt from Toll, unless a Ticket be produced denoting the Toll by this Act authorized to be taken to have been then already paid on that Day by the Person or Persons then in or hiring such Post Chaise or other Carriage.

XXVIII. Pro-

XXVIII. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid on each of the said Districts for every Horse or Beast drawing any Stage Coach, Van, Caravan, Waggon, or other Carriage, conveying Passengers or Goods for Pay, Hire, or Reward, for each Time of passing along any of the Roads in that District. Stage Coaches, &c. to pay each Time of passing.

XXIX. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid in each of the said Districts for every Horse or Beast drawing any Hackney Coach, Chariot, or Cabriolet, for each Time of passing through any Gate or Bar in that District, unless the Person or Persons by whom the same shall for the Time being be hired shall have then already during the same Day paid Toll for the same within that District, and shall produce a Ticket denoting such Payment, or unless such Hackney Coach, Chariot, or Cabriolet shall be returning empty after having set down a Person or Persons who shall during the same Day have paid Toll for the same. Hackney Coaches to pay each Time of passing with a fresh Hiring.

XXX. Provided also, and be it further enacted, That no Horse or other Beast drawing any Waggon, Cart, or other Carriage laden with Bricks, Tiles, Stone, Lime, Timber, Coals, Iron in Bars, or Lead in Sheets, shall be exempt from Toll in any of the said Districts by reason of any previous Payment of Toll within the same Districts, except in Cases where such Horse or other Beast shall at the Time of such previous Payment of Toll have been going with the same Waggon, Cart, or other Carriage, empty, or laden with Breeze or Ashes for making Bricks, to fetch the Load which he shall be drawing at the Time when such Exemption shall be claimed. Carts laden with Bricks, &c. to pay each Time of passing.

XXXI. And be it further enacted, That on all the Roads within each of the said Districts One Half more than the Toll herein-before made payable in that District for any Horse or other Beast drawing shall be demanded and taken for any Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage having the Fellies of the Wheels thereof of less Breadth than Four and a Half Inches at the Bottom or Soles thereof, or any Waggon, Wain, Cart, or other such Carriage having the Tires of the Wheels convex, or in any other respect not of a flat Surface, or shall not have the Nails thereof countersunk, so as to form a flat Surface; and One Fourth more than the said Toll herein-before made payable in that District for any Horse or other Beast drawing shall be demanded and taken for any Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage having the Bottom or Soles of the Fellies of the Wheels of the Breadth of Four and a Half Inches, but of less Breadth than Six Inches; any thing in an Act passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the General Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, or in any other Act to the contrary notwithstanding: Provided always, that nothing herein contained shall extend or be construed to extend to charge additional Toll for any Cart not drawn by more than One Horse or Two Oxen. Additional Tolls in respect of narrow Wheels. 4 G. 4. c. 95.

XXXII. And

Exemptions, &c., in Second Schedule of recited Act repealed, but in other respects Provisions of that Act extended to this Act.

XXXII. And be it further enacted, That the several Provisions, Restrictions, and Exemptions contained in the Second Schedule to the said recited Act shall be and the same are hereby repealed; but that in all other respects the Powers and Provisions contained in the said recited Act, with respect to the Tolls by that Act authorized to be taken, and the collecting, letting, Advancement, Reduction, and Alteration thereof, and with respect to the Application of the Monies arising therefrom, shall, except so far as they are in any Manner altered or varied by this Act, extend and be applicable to the Tolls by this Act authorized to be taken, and the Monies to arise therefrom, in the same Manner and as fully as if they had been specially re-enacted with reference to the said Tolls by this Act authorized to be taken, and the Monies to arise therefrom; and that all other the Powers, Provisions, Penalties, Forfeitures, Clauses, Matters, and Things contained in the said recited Act, (except such of them as are by the said Act confined to any One or more Road or Roads, and except so far as the same are varied, altered, or otherwise provided for by this Act,) shall extend and apply to the said New or Branch Roads hereby authorized to be made, and to the making, maintaining, and repairing thereof, and to all Purposes connected therewith or relating thereto, in the same Manner and as fully as if the same had been expressly embodied in and re-enacted by this Act with reference to the said intended New or Branch Roads, or as if the said intended New or Branch Roads had been comprised and described in the First Schedule to that Act.

Commissioners may direct that Payment of Toll on any one District shall exempt from Payment on any other.

XXXIII. And in addition to the Powers by the said recited Act given to the Commissioners acting in execution thereof, for reducing, advancing, and altering the Tolls on the aforesaid Roads, be it further enacted, That it shall be lawful for the said Commissioners at any Time to direct that the Payment of any Toll to be specially appointed by the said Commissioners for that Purpose, and which Toll may be either of greater Amount than those herein-before authorized to be taken, or not, as to the said Commissioners shall seem proper, shall entitle the Party paying the same to an Exemption from any further Payment of Toll during the same Day in respect of the Horse, Cattle, or other Beast in respect of which the same shall be paid, not only within the District in which the same shall be paid, but also in all or any or either of the others of the aforesaid Districts; and when and so often as the said Commissioners shall make any such Direction as aforesaid, they shall appoint a particular Ticket to be issued, denoting such special Exemption; and any Party passing through any Gate or Bar in the District to which any such Direction shall relate, shall, at his or her Option, be entitled, either to the ordinary Ticket for exempting from further Toll within the same District only (in which Case only the ordinary Toll shall be demanded), or to a Ticket denoting the special Exemption, in which Case the Toll appointed for that Purpose by the said Commissioners shall be demanded and taken, and no less; and if any Collector or Gatekeeper shall issue a Ticket denoting any such special Exemption as aforesaid, on Payment of any less Toll than the Toll appointed for that Purpose by the said Commissioners, he shall forfeit and pay for every such Offence the Sum of Twenty Pounds, which Forfeiture or Penalty may and shall be recovered, levied,

and applied in the Manner directed by an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England, with respect to the Penalties inflicted by that Act.

Payment of 500*l.* a Year to the Parish of Marylebone, in respect of Oxford Street, to cease.

XXXIV. And whereas by an Act passed in the Thirty-fifth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repealing several Acts made in the Eighth, Tenth, Thirteenth, and Fifteenth Years of the Reign of His late Majesty, for regulating the Nightly Watch and Beadles, and for paving, repairing, cleansing, and lighting the Parish of Saint* Marylebone *in the County of* Middlesex, *and for the better Relief and Maintenance of the Poor thereof, and for divers other Purposes therein mentioned, and for making more effectual Provision for those Purposes*, it was provided and enacted, that the Trustees for the Time being for repairing the Road from *Saint Giles's Pound* to *Kilburn Bridge* should pay to the Vestrymen for putting that Act in execution, or to such Person or Persons as should be by them authorized to receive the same, the annual Sum of Five hundred Pounds; and under and by virtue of the said recited Act of the Seventh Year aforesaid, the said annual Sum of Five hundred Pounds became payable by the said Commissioners acting in execution of that Act: And whereas, under the Provisions herein-before contained, the Tolls out of which the said Annuity was payable will cease, and no other Tolls will be levied in lieu thereof, and it is proper therefore that the said Annuity should also cease; be it therefore enacted, That from and after the said First Day of *January* the said Annuity shall cease, determine, and be no longer payable; any thing in the said recited Act of the Thirty-fifth Year of the Reign of His late Majesty King *George* the Third, or in the said recited Act of the Seventh Year of the Reign of His present Majesty, to the contrary thereof in anywise notwithstanding; and so much of the said Act of the Thirty-fifth Year aforesaid, or of any other Act, as authorizes the said Vestrymen, in the event of Nonpayment of the said Annuity, to seize any Turnpike Gate, or to collect any Tolls, or to erect any Gate where the Turnpike at *Tyburn* stood at the Time of the passing of that Act, shall be and the same is hereby repealed.

For defraying the Expence of paving, &c. Oxford Street.

XXXV. And be it further enacted, That towards defraying the Expence of paving, repairing, cleansing, and lighting the Road from *Saint Giles's Pound* to *Tyburn* aforesaid, (which Road is now called *Oxford Street*), there shall be paid to the said Vestrymen, from and after the said First Day of *January* now next ensuing, the several Sums following; that is to say, the Sum of One hundred Pounds *per Annum* by the Parish of *Saint George Hanover Square*, the Sum of Sixty-two Pounds Ten Shillings *per Annum* by the Parish of *Saint James Westminster*, and the Sum of Forty-one Pounds Thirteen Shillings and Four-pence by the Parish of *Saint Ann* within the Liberty of *Westminster*; such Payments to be made by Two equal half-yearly Payments on the First Day of *July* and First Day of *January* in each and every Year; and that the said several Sums shall be payable from Time to Time out of the Rate or Rates made or to be made for paving, cleansing, and lighting the said respective Parishes; and the Commissioners, Trustees, Committees, and other Persons acting

under any Act or Acts of Parliament for paving, cleansing, or lighting the said Parishes, are hereby authorized and required to pay the same to the Vestrymen of the said Parish of *Saint Marylebone*, in the Proportions and at the Times herein-before mentioned: Provided always, that nothing herein contained shall extend or be construed to extend in any way to affect or have relation to any Question of Boundary or Limit of the said Parish of *Saint Marylebone*, or of the said several Parishes of *Saint George Hanover Square*, *Saint James Westminster*, and *Saint Ann* within the Liberty of *Westminster*, or of any of them, but that such Boundary or Limit shall remain in the same Manner and to the same Extent as if this Act had not been passed.

Annuities, Rents, &c. charged upon Roads given over to the Parishes, to be paid by such Parishes.

XXXVI. And be it further enacted, That all Annuities, Rents, and other Charges which previously to the passing of the said recited Act of the Seventh Year aforesaid were chargeable upon the Tolls taken on any of the Roads which, under the Provisions herein-before contained, will, from and after the said First Day of *January*, cease to be under the Care and Management of the said Commissioners acting in execution of the said recited Act of the Seventh Year aforesaid, or otherwise payable in respect of such Roads or any of them, shall, from and after the said First Day of *January*, cease to be payable by the said Commissioners, but shall from thenceforth be payable and paid by the respective Parties by whom the Roads, on the Tolls of which the same were chargeable or in respect of which the same were payable, will be thenceforth maintained under the Provisions herein-before contained.

For Removal of Nuisances.

XXXVII. And whereas it is desirable to provide more summary and effectual Means for the Prevention or Removal of such Buildings, Pavements, and other Matters and Things as by the said recited Act of the Seventh Year aforesaid are declared to be common Nuisances; be it further enacted, That it shall be lawful for the said Commissioners acting in execution of the said recited Act of the Seventh Year aforesaid, or their Surveyor, or any Person or Persons authorized by them or him, to cause any Building, Shop, Shed, or Stall, or any Pavement, which has been erected, made, or laid down contrary to the true Intent and Meaning of the said recited Act, to be pulled down or removed by the Party or Parties by whom the same shall have been erected, made, or laid down, or by the Owner or Owners or Occupier or Occupiers thereof for the Time being, as to the said Commissioners or their Surveyor, or other Person or Persons authorized as aforesaid, shall seem meet; and in case such Owner or Owners or Occupier or Occupiers, or other Party or Parties, shall refuse or neglect to pull down or remove the same within One Calendar Month after Notice in Writing for that Purpose shall be given to him, her, or them, or left at his, her, or their Dwelling House or Place of Abode, or in case any Person or Persons shall after the passing of this Act erect, make, or set up any Building, Shop, Shed, or Stall, or lay down any Pavement, contrary to the true Intent and Meaning of the said recited Act, he, she, or they shall forfeit and pay the Sum of Five Pounds, and the Nuisance shall and may be removed by the said Commissioners or their Surveyor, or any Person or Persons authorized by them or him for that Purpose; and it shall be lawful for any Two or more Justices of the Peace for

the County of *Middlesex*, upon Proof of such Refusal or Neglect to them made upon Oath, to grant Warrants of Distress for levying, as well the Expences of taking down or removing such Nuisance, as also the Penalty hereby imposed, by Distress and Sale of the Offenders Goods and Chattels, the Overplus (if any) to be rendered to the Owner or Owners on Demand; and the Penalty so recovered shall be applied towards the general Purposes of the said recited Act and of this Act.

Commissioners may direct Stands for Hackney Coaches.

XXXVIII. And whereas Doubts have been entertained whether the said Commissioners acting in execution of the said recited Act of the Seventh Year aforesaid are by that Act empowered to authorize Hackney Coaches to stand or ply for Hire on any Part of the Roads mentioned and described in the First Schedule thereto annexed; for removing such Doubts, it is hereby declared and enacted, That the said Commissioners are by the said recited Acts so empowered.

Provisions relating to Hoards, &c. only to extend to First Schedule.

XXXIX. And be it further enacted and declared, That the Provisions contained in the said recited Act of the Seventh Year aforesaid, for preventing the Erection or building of any Hoard, Posts, Bars, Rails, Boards, or other Inclosures, were only intended to extend, and shall only be deemed to extend, to the Prevention of any Hoard, Posts, Bars, Rails, Boards, or other Inclosure being built or erected on any of the Roads mentioned and described in the First Schedule to that Act annexed.

Powers to remove Nuisances, given to Commissioners by 7 G. 4. c. cxlii. may be exercised by the several Parishes as to the Roads given up.

XL. And be it further enacted, That all the Powers and Means of removing Nuisances, preventing Encroachments and Annoyances, which, by virtue of the said Act passed in the Seventh Year of the Reign of His present Majesty, were given to and vested in the said Commissioners, shall, so far as the same relate to the Roads by this Act to be considered as common Highways, be given to and exercised by the several Parties or Persons in whom shall be or are vested by Law the Charge and Controul of the said Roads, in as full, ample, and beneficial Manner, to all Intents and Purposes, and subject to the same Conditions and Restrictions, as the same could have been used and exercised by the same Commissioners in case this Act had not been made.

Saving Rights of Commissioners of Sewers for Holborn and Finsbury Divisions, &c.

XLI. Provided always, and be it further declared and enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits of *Holborn* and *Finsbury* Divisions, the Parish of *Saint Leonard Shoreditch*, and the Liberty of *Norton Falgate*, in the County of *Middlesex*, and the Borders and Confines of the same; but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

Public Act.

XLII. And be it further enacted, That the said recited Act of the Seventh Year of the Reign of His present Majesty, and this Act, shall be deemed and taken to be Public Acts, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

The

The SCHEDULE to which this Act refers.

Description of Premises.	Parish.	Situation.	Names of Occupiers.	Names of Owners.
		PART THE FIRST.		
Garden and Stables -	Islington - -	On the Eastern Side of the High North Road through Holloway	Charles Mann -	William Hood, John Short - Lords of the Manor. Charles Mann, Lessee.
Shed and Garden - -	Ditto - -	On the same Side, about One hundred Yards from the Road	Samuel Harris -	Robert Enkle.
Cottage and Garden - -	Stoke Newington - -	On the Eastern Side of the Green Lanes, opposite the Road leading to Hornsey Wood House - - -	The Executors of the late Joseph Eade, Esquire -	The Reverend Thomas Briggs, Lord of the Manor.
Garden - - -	Ditto - -		Samuel Betteley -	The Executors of the late Joseph Eade, Esquire, Lessees of the Manor.
Pleasure Ground - -	Tottenham -	On the Western Side of the Road from London to Tottenham, nearly opposite the Seven Sisters - - -	Thomas Willis Cooper	John Clarkson.
		PART THE SECOND.		
Dwelling House, and Wheelwright's and Smith's Shop - -	Enfield - -	On the East Side of the Enfield Highway - - -	John Coel - -	Newell Connop, Esquire. William Larman, Lessee.
Coach-house and Back Garden - - -	Ditto - -	Ditto - - -	James Frith - -	Mrs. Lamb.
Garden - - -	Ditto - -	Ditto - - -	Mr. Bass - -	Mr. Bass.
Cottage, Shed, and Garden	Ditto - -	Ditto - - -	Jane Morgan -	Mary Webb.
Cottage - - -	Ditto - -	Ditto - - -	Unoccupied - -	
Dwelling House, Shop, and Bakehouse - -	Ditto - -	Ditto - - -	William Hoy - -	William Hoy.
Dwelling House, Stable, Carthouse, and Shed -	Ditto - -	Ditto - - -	Edward Gardener -	Saint Bartholomew's Hospital.
Garden - - -	Ditto - -	On the West Side of the Enfield Highway - - -	John Bird - -	William Larman.
Garden - - -	Ditto - -	Ditto - - -	Unoccupied - -	

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ANNO DECIMO

GEORGII IV. REGIS.

****

CAP. LX.

An Act for raising the Sum of Thirteen millions four hundred thirty-eight thousand eight hundred Pounds for the Service of the Year One thousand eight hundred and twenty-nine, and to appropriate the Supplies granted in this Session of Parliament.

[24th *June* 1829.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, towards raising the necessary Supplies which we have cheerfully granted to Your Majesty in this Session of Parliament, have resolved to give and grant unto Your Majesty the Sum herein-after mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, at any Time or Times, to cause or direct any Number of Exchequer Bills to be made out at the Receipt of the Exchequer at *Westminster*, for any Sum or Sums of Money not exceeding in the whole the Sum of Thirteen millions four hundred thirty-eight thousand

The Treasury may raise 13,438,800*l.* by Exchequer Bills in like Manner as is prescribed by 48 G. 3. c. 1.

thousand eight hundred Pounds, in the same or like Manner, Form, and Order, and according to the same or like Rules and Directions, as are prescribed in an Act passed in the Forty-eighth Year of the Reign of His late Majesty, intituled *An Act for regulating the issuing and paying off of Exchequer Bills.*

The Clauses, &c. in recited Act extended to this Act.

II. And be it further enacted, That all and every the Clauses, Provisoes, Powers, Privileges, Advantages, Penalties, Forfeitures, and Disabilities contained in the said Act shall be applied and extended to the Exchequer Bills to be made out in pursuance of this Act, as fully and effectually, to all Intents and Purposes, as if the said several Clauses or Provisoes had been particularly repeated and re-enacted in the Body of this Act.

Treasury to apply the Money raised.

III. And be it further enacted, That it shall be lawful for the said Commissioners of the Treasury to issue and apply, from Time to Time, all such Sums of Money as shall be raised by Exchequer Bills to be made out in pursuance of this Act to such Services as shall then have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland* in this present Session of Parliament.

Bills to be paid out of the Supplies for next Session;

IV. And be it further enacted, That the Principal Sum or Sums of Money to be contained in such Exchequer Bills shall be and are hereby charged and chargeable upon, and shall be paid and discharged by and out of the first Supplies to be granted in the next Session of Parliament.

to bear an Interest not exceeding 3½*d.* per Cent. per Diem;

V. And be it further enacted, That the Exchequer Bills to be made out in pursuance of this Act shall bear Date on the Days on which the same shall be respectively issued, and shall and may bear an Interest not exceeding the Rate of Three-pence Halfpenny *per Centum per Diem* upon or in respect of the whole of the Monies respectively contained therein, payable out of any Aids or Supplies in the Receipt of His Majesty's Exchequer at *Westminster*.

and to be current at the Exchequer after April 5, 1829.

VI. And be it further enacted, That all and every the Exchequer Bills to be made forth by virtue of this Act, or so many of them as shall from Time to Time remain undischarged and uncancelled, shall and may, from and after the Fifth Day of *April* One thousand eight hundred and thirty, be received and taken and shall pass and be current to all and every the Receivers and Collectors in *Great Britain* of the Customs, Excise, or any Revenue, Supply, Aid, or Tax whatsoever, already granted, due, or payable, or which shall or may hereafter be granted, due, or payable to His Majesty, His Heirs and Successors, and also at the Receipt of the said Exchequer, from the said Receivers or Collectors, or from any other Person or Persons, Bodies Politic or Corporate whatsoever, making any Payment there to His Majesty, His Heirs and Successors, for or upon any Account, Cause, or Occasion whatsoever, according to the Purport and true Meaning of this Act; and that such of the same Bills as shall be received at the said Exchequer shall and may be locked up and secured as Cash according to the Course of the said Exchequer settled and

established by Law for locking up and securing Monies received in Specie there.

VII. And be it declared and further enacted, That it shall and may be lawful for the Governor and Company of the Bank of *England* to advance or lend to His Majesty, upon the Credit of the Exchequer Bills to be made out in pursuance of this Act, any Sum or Sums of Money not exceeding in the whole the Sum of Ten Millions; any thing in an Act made in the Fifth and Sixth Years of the Reign of King *William* and Queen *Mary*, intituled *An Act for granting to Their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale, and other Liquors; and for securing certain Recompences and Advantages in the said Act mentioned to such Persons as shall voluntarily advance the Sum of One million five hundred thousand Pounds towards carrying on the War against* France, or in any subsequent Act, to the contrary thereof in anywise notwithstanding.

The Bank of England may advance not exceeding 10,000,000*l.* on the Credit of this Act.

VIII. And be it further enacted, That all the Monies coming into the Exchequer of *Great Britain* by an Act of this Session of Parliament, intituled *An Act for continuing to His Majesty for One Year certain Duties on Personal Estates, Offices, and Pensions, in* England, *for the Service of the Year One thousand eight hundred and twenty-nine;* and also all the Monies coming into the said Exchequer by one other Act of this Session of Parliament, intituled *An Act for applying certain Sums of Money for the Service of the Year One thousand eight hundred and twenty-nine;* and also the Sum of Twelve Millions granted by one other Act of this Session of Parliament, intituled *An Act for raising the Sum of Twelve Millions by Exchequer Bills, for the Service of the Year One thousand eight hundred and twenty-nine;* and also all the Monies coming into the said Exchequer by one other Act of this Session of Parliament, intituled *An Act for continuing to His Majesty for One Year certain Duties on Sugar imported into the United Kingdom, for the Service of the Year One thousand eight hundred and twenty-nine;* and also all the Monies coming into the said Exchequer by one other Act of this Session of Parliament, intituled *An Act to apply a Sum out of the Consolidated Fund and the Surplus of Ways and Means to the Service of the Year One thousand eight hundred and twenty-nine;* and also any Monies which may come into the said Exchequer by one other Act of this Session of Parliament, intituled *An Act for funding Three Millions of Exchequer Bills;* and also the Sum of Thirteen millions four hundred and thirty-eight thousand eight hundred Pounds, by this Act granted, shall be further appropriated and are hereby appropriated, and shall be issued and applied, for and towards the several Uses and Purposes hereafter expressed.

Monies coming into the Exchequer by 10 G. 4. c. 2.;

and 10 G. 4. c. 3.;

12,000,000*l.* by Exchequer Bills, 10 G. 4. c. 4.;

Monies coming in by 10 G. 4. c. 39.;

10 G. 4. c. 28;

and 10 G. 4. c. 31.;

and also 13,438,800*l.* by this Act, shall be applied as hereafter expressed.

IX. And be it further enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Five millions eight hundred seventy-eight thousand seven hundred and ninety-four Pounds Eleven Shillings and Eleven-pence, for and towards the Naval Services herein-after more particularly mentioned; (that is to say,) any Sum or

There shall be issued and applied 5,878,794*l.* 11*s.* 11*d.* for Naval Services; viz.

1,014,000*l.* for Wages of 30,000 Men for Thirteen Months;

643,500*l.* for their Victuals;

180,727*l.* 11*s.* 7*d.* for Salaries, &c. of the Admiralty Office, &c.;

145,811*l.* 18*s.* 8*d.* for Salaries, &c. of His Majesty's Yards at Home;

480,000*l.* for Wages to Artificers in ditto;

759,718*l.* for Timber and Materials;

60,000*l.* for Pilotage, &c.

52,141*l.* 3*s.* 3*d.* Expences of Foreign Yards;

64,356*l.* for Salaries, &c. of Victualling Yards;

64,455*l.* 13*s.* 5*d.* for Naval Medical Establishments;

3,121*l.* 8*s.* 3*d.* for Royal Naval College, &c.;

104,002*l.* 6*s.* 11*d.* for Wages for Vessels in Ordinary;

51,715*l.* 19*s.* for Victuals for Vessels in Ordinary, &c.

or Sums of Money not exceeding One million and fourteen thousand Pounds, for Wages for Thirty thousand Men, including Nine thousand Royal Marines, for Thirteen Lunar Months, from the First Day of *January* One thousand eight hundred and twenty-nine, at the Rate of Two Pounds Twelve Shillings *per* Man *per* Month; and any Sum or Sums of Money not exceeding Six hundred and forty-three thousand five hundred Pounds, for Victuals for the said Thirty thousand Men for Thirteen Lunar Months, at the Rate of One Pound Thirteen Shillings *per* Man *per* Month; and any Sum or Sums of Money not exceeding One hundred and eighty thousand seven hundred and twenty-seven Pounds Eleven Shillings and Seven-pence, to defray the Salaries of the Officers and the contingent Expences of the Admiralty, Navy Pay, Navy, and Victualling Offices, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and forty-five thousand eight hundred and eleven Pounds Eighteen Shillings and Eight-pence, to defray the Salaries of the Officers and the contingent Expences of His Majesty's Yards at Home, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Four hundred and eighty thousand Pounds, to pay the Wages of Artificers and Labourers employed in His Majesty's Yards at Home, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Seven hundred and fifty-nine thousand seven hundred and eighteen Pounds, to defray the Charges for Timber and other Materials, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Sixty thousand Pounds, to defray the Charge for Pilotage and other Contingencies, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Fifty-two thousand one hundred and forty-one Pounds Three Shillings and Three-pence, to defray the Salaries of the Officers and the contingent Expences of the Foreign Yards, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Sixty-four thousand three hundred and fifty-six Pounds, to defray the Salaries of the Officers and the contingent Expences of the Victualling Yards, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Sixty-four thousand four hundred and fifty-five Pounds Thirteen Shillings and Five-pence, to defray the Salaries of the Officers and the contingent Expences of the Naval Medical Establishments, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Three thousand one hundred and twenty-one Pounds Eight Shillings and Three-pence, to defray the Salaries of the Officers and the contingent Expences of the Royal Naval College and School for Naval Architecture, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and four thousand and two Pounds Six Shillings and Eleven-pence, to pay the Wages of the Officers, Shipkeepers, and Men of Vessels in Ordinary, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Fifty-one thousand seven hundred and fifteen Pounds Nineteen Shillings, to defray the Charge for Victuals to the Officers and Shipkeepers of Vessels in Ordinary, also

to

to the Officers and Men on board the Hulks and small Vessels, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Thirty-two thousand four hundred and ninety Pounds, to defray the Expences of the Hire of Packets, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Forty thousand Pounds, to defray the Expences of Ships building at *Bombay*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eight hundred and seventy-three thousand five hundred Pounds, to defray the Charge of Half Pay to Naval Officers, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and twenty-nine thousand three hundred and ninety-three Pounds Eleven Shillings and Ten-pence, for Superannuations, Pensions, and Allowances to Naval Officers, their Widows and Relatives, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One thousand five hundred Pounds, to defray the Charge for Bounty to Chaplains, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Ten thousand Pounds, to defray the Charge of the Allowances to Widows and Orphans on the Compassionate List, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and ten thousand Pounds, to make good the Deficiency in the Funds of the Charity for the Relief of the Widows of Commissioned and Warrant Officers of the Royal Navy, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Ten thousand Pounds, to defray the Charge for the Widows of Marine Officers, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Two hundred and fifty thousand Pounds, to make good the Deficiency in the Funds for defraying the Charge of the Out-Pensioners of *Greenwich* Hospital, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and sixty-four thousand seven hundred and sixty Pounds Nineteen Shillings, to defray the Charge of Superannuations to Commissioners, Secretaries, Clerks, *et cetera*, and of Allowances in lieu of Half Pay to Naval Officers formerly employed in Naval Departments, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and eight thousand six hundred Pounds, to defray the Charge of Repairs and Improvements in the Dock Yards, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Two hundred and seventy-five thousand Pounds, to defray the Charge for the Purchase of Provisions for Troops and Garrisons on Foreign Stations, and for the Convict Service, and the Value of Rations for Troops to be embarked on board Ships of War and Transports, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Two hundred and fifty thousand Pounds, to defray the Charge for the Transport Service, for the Year One thousand eight hundred and twenty-nine.

32,490*l.* for Hire of Packets;

40,000*l.* for building Ships at *Bombay*;

873,500*l.* for Half Pay to Naval Officers;

129,593*l.* 11*s.* 10*d.* for Superannuations, Pensions, &c.

1,500*l.* for Bounty to Chaplains;

10,000*l.* for Compassionate List;

110,000*l.* for Relief of Widows, &c.;

10,000*l.* for Widows of Marine Officers

250,000*l.* for Out-Pensioners of *Greenwich*;

164,760*l.* 19*s.* for Superannuations, &c. in Naval Departments;

108,600*l.* for the Dock Yards;

275,000*l.* for Provisions on Foreign Stations, &c.;

250,000*l.* for Transport Service.

There shall also be issued 7,734,993*l.* 1*s.* 7½*d.* for Land Forces; viz.

X. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Seven millions seven hundred and thirty-four thousand nine hundred and ninety-three Pounds One Shilling and Seven-pence Halfpenny, for and towards maintaining His Majesty's Land Forces, and other Services herein-after more particularly mentioned; (that is to say,) any Sum or Sums of Money not exceeding Three millions one hundred and thirty-six thousand seven hundred and fifty-two Pounds Fifteen Shillings and Five-pence, for defraying the Charge of His Majesty's Land Forces for Service in the United Kingdom of *Great Britain* and *Ireland*, and on the Stations Abroad (excepting the Regiments employed in the Territorial Possessions of the *East India* Company), from the Twenty-fifth Day of *December* One thousand eight hundred and twenty-eight to the Twenty-fourth Day of *December* One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and seventeen thousand one hundred and thirty-six Pounds Sixteen Shillings, for defraying the Charge of General Staff Officers, and Officers of the Hospitals, serving with His Majesty's Forces in the United Kingdom of *Great Britain* and *Ireland*, and on Foreign Stations (excepting *India*), for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and five thousand nine hundred and twenty-eight Pounds Ten Shillings and Two-pence, for defraying the Charge of the Allowances to the principal Officers of the several Public Departments in *Great Britain* and *Ireland*, their Deputies, Clerks, and contingent Expences, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Sixteen thousand five hundred and sixty Pounds Fourteen Shillings and Sixpence, for defraying the Charge of Medicines and Surgical Materials for His Majesty's Land Forces, and of certain Hospital Contingencies, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Sixty thousand nine hundred and eighty-eight Pounds Nine Shillings and Two-pence, for defraying the Charge of Volunteer Corps in the United Kingdom of *Great Britain* and *Ireland*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and thirty-six thousand Pounds, for defraying the Charge of the Pay of General Officers in His Majesty's Forces, not being Colonels of Regiments, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Thirty-six thousand eight hundred and sixty-two Pounds Eighteen Shillings and Eleven-pence, for defraying the Charge of His Majesty's Garrisons at Home and Abroad, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and nine thousand Pounds, for defraying the Charge of Full Pay for reduced, retired, and unattached Officers of His Majesty's Forces, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Seven hundred and thirty-nine thousand and thirty-eight Pounds Seventeen Shillings and Ten-pence, for defraying the Charge of Half Pay and

3,136,752*l.* 15*s.* 5*d.* for the Forces in the United Kingdom and Stations Abroad (except the *E. Indies*);

117,136*l.* 16*s.* for General Staff Officers &c.;

105,928*l.* 10*s.* 2*d.* for Allowances to Officers, &c. of Public Departments;

16,560*l.* 14*s.* 6*d.* for Medicines, &c. for the Forces;

60,988*l.* 9*s.* 2*d.* for Volunteer Corps;

136,000*l.* for General Officers, not being Colonels of Regiments;

36,862*l.* 18*s.* 11*d.* for Garrisons;

109,000*l.* for Full Pay for retired Officers;

739,038*l.* 17*s.* 10*d.* for Half Pay to retired Officers;

Military

Military Allowances to reduced and retired Officers of His Majesty's Land Forces, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Ninety-seven thousand two hundred and seventy Pounds, for defraying the Charge of Half Pay and reduced Allowances to Officers of disbanded Foreign Corps, of Pensions to wounded Foreign Officers, and of Allowances to the Widows and Children of deceased Foreign Officers, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Forty-six thousand six hundred and Ten Pounds Twelve Shillings and Four-pence, for defraying the Charge of the In-Pensioners of *Chelsea* Hospital and of the Royal Hospital near *Kilmainham*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One million two hundred and seventy-eight thousand four hundred and three Pounds Thirteen Shillings and Nine-pence, for defraying the Charge of the Out-Pensioners of *Chelsea* Hospital, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and forty-three thousand four hundred and eleven Pounds, for defraying the Charge of Pensions to be paid to the Widows of Officers of His Majesty's Land Forces, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and eighty-nine thousand and thirty-seven Pounds, for defraying the Charge of Allowances on the Compassionate List, of Allowances as of His Majesty's Royal Bounty, and of Pensions to Officers for Wounds, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Fifty-six thousand and forty-four Pounds and Ten-pence, for defraying the Charge of Allowances, Compensations, and Emoluments in the Nature of Superannuation or Retired Allowances, to Persons formerly belonging to the several Public Departments in the United Kingdom of *Great Britain* and *Ireland*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Thirty-three thousand Pounds, for defraying the Charge of Exchequer Fees in *Great Britain* upon Issues to be made for Army Services, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Seven hundred thousand Pounds, to defray the extraordinary Expences of the Army, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Four hundred and two thousand nine hundred and twenty-nine Pounds Twelve Shillings and Five-pence Halfpenny, to defray the Charge of the Commissariat Department, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Two hundred and forty-seven thousand three hundred and four Pounds Fifteen Shillings and Seven-pence, for defraying the Charge of the Disembodied Militia of *Great Britain*, and for the Out-Pensions of the Regular Militia of *Great Britain* and *Ireland*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eighty-one thousand two hundred and twenty-nine Pounds Nineteen Shillings and Eleven-pence, for defraying the Charge of the Disembodied Militia of *Ireland*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One thousand four hundred and

97,270*l.* for Half Pay, &c. to Officers of disbanded Foreign Corps;

46,610*l.* 12*s.* 4*d.* for In-Pensioners of *Chelsea* and *Kilmainham*;

1,278,402*l.* 13*s.* 9*d.* for Out-Pensioners of *Chelsea*;

143,411*l.* for Pensions to Widows of Officers;

189,037*l.* for Compassionate List, and Pensions;

56,044*l.* 0*s.* 10*d.* for Superannuations to Persons belonging to Public Departments;

33,000*l.* for Exchequer Fees for Issues on Army Services;

700,000*l.* for extraordinary Expences of the Army;

402,929*l.* 12*s.* 5½*d.* for the Commissariat Department;

247,304*l.* 15*s.* 7*d.* for Disembodied Militia, and Out-Pensions of the Militia;

81,229*l.* 19*s.* 11*d.* for Disembodied Militia of *Ireland*;

1,483*l.* 4*s.* 9*d.* for Out-Pensions for Yeomanry;

and

and eighty-three Pounds Four Shillings and Nine-pence, for defraying the Charge of the reduced Allowances and Out-Pensions for the Yeomanry, for the Year One thousand eight hundred and twenty-nine.

There shall also be issued 1,728,908*l.* for the Ordnance Department;

XI. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding One million seven hundred and twenty-eight thousand nine hundred and eight Pounds, for and towards the Ordnance Services herein-after more particularly mentioned; (that is to say,) any Sum or Sums of Money not exceeding Seventy thousand two hundred and forty-four Pounds, for defraying the Salaries to the Master General, the Lieutenant General, and the rest of the principal Officers and Clerks belonging to the Office of Ordnance at the *Tower* and *Pall Mall*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eight thousand six hundred Pounds, for defraying the Salaries to the Departments of the Office of Ordnance at *Woolwich*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Forty-two thousand eight hundred and seventeen Pounds, for defraying the Salaries of the several Civil Establishments of the Office of Ordnance at the Home and Foreign Stations, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Three thousand eight hundred and thirteen Pounds, for defraying the Expence of Master Gunners at the Garrisons and Batteries in *Great Britain*, *Guernsey*, and *Jersey*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Seventy-four thousand nine hundred and fifty-nine Pounds, for defraying the Expence of the Corps of Royal Engineers, the Corps of Royal Sappers and Miners, and of the Establishment for the Instruction of Royal Sappers and Miners, for *Great Britain* and the Colonies, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Two hundred and fifty-seven thousand three hundred and forty-two Pounds, for defraying the Expence of the Royal Regiment of Artillery for *Great Britain*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Twenty-nine thousand four hundred and thirteen Pounds, for defraying the Expence of the Brigade of Royal Horse Artillery, and also a Rocket and Riding Troop, for *Great Britain*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One thousand two hundred and twenty-three Pounds, for defraying the Expence of the Director General of Artillery, and for the Field Train Department, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eight thousand three hundred and ninety-two Pounds, for defraying the Expence of the Medical Establishment for the Military Department of the Ordnance, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Three thousand five hundred and seven Pounds, for defraying the Expence of the Establishment of the Civil Officers, Professors, and Masters of the Royal Military Academy at *Woolwich*, for the

70,244*l.* for Ordnance at the *Tower* and *Pall Mall*;

8,600*l.* for the Departments at *Woolwich*;

42,817*l.* for Civil Establishments of the Ordnance;

3,813*l.* for Master Gunners;

74,959*l.* for the Corps of Royal Engineers, Sappers, &c.;

257,342*l.* for the Royal Regiment of Artillery;

29,413*l.* for Brigade of Royal Horse Artillery;

1 223*l.* for the Field Train Department;

8,392*l.* for the Medical Establishment of the Ordnance;

3,507*l.* for Military Academy at *Woolwich*;

Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Four hundred and thirty thousand seven hundred and fifteen Pounds, for defraying the Extraordinaries of the Office of Ordnance, for the Year One thousand eight hundred and twenty-nine, after deducting One hundred and thirty thousand Pounds for the Sales of old Stores, and for Rents received; and any Sum or Sums of Money not exceeding One hundred and twenty-six thousand nine hundred and seventy-nine Pounds, for the Charge of the Office of Ordnance in *Ireland*, for the Year One thousand eight hundred and twenty-nine, after deducting Two thousand Pounds for Rents to be received, and for Sales of old Stores; and any Sum or Sums of Money not exceeding Three hundred and two thousand five hundred and seventy-six Pounds, for the Charge of the Office of Ordnance in *Great Britain* and *Ireland*, on account of the Allowances to Superannuated, Retired, and Half Pay Officers, to superannuated and disabled Men and Pensioners, also for Pensions to Widows and Children of deceased Officers late belonging to the several Ordnance Military Corps; for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Forty-five thousand six hundred and forty-four Pounds, for the Charge of Allowances, Compensations, and Emoluments in the Nature of Superannuated or Retired Allowances to Persons late belonging to the Office of Ordnance in *Great Britain* and *Ireland*, in respect of their having held any Public Offices or Employments of a Civil Nature, and also for the Charge of Widows Pensions, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and seventeen thousand six hundred and thirty-six Pounds, for defraying the Charge of the Barrack Department in *Great Britain* and the Colonies, for the Year One thousand eight hundred and twenty-nine, after deducting Twenty-eight thousand Pounds for condemned Stores, Rents of Canteens, *et cetera*; and any Sum or Sums of Money not exceeding One hundred and two thousand seven hundred and twenty-one Pounds, for defraying the Charge of the Barrack Department in *Ireland*, for the Year One thousand eight hundred and twenty-nine, after deducting Ten thousand eight hundred and fifty Pounds for Savings of former Grants, condemned Stores, Rents of Canteens, *et cetera*; and any Sum or Sums of Money not exceeding Ninety-three thousand six hundred and twelve Pounds, for defraying the Charge of the Military Store Branch for *Great Britain*, *Ireland*, and the Colonies, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Two thousand six hundred Pounds, to defray the Charge for Fees to be paid at the Treasury and at the Exchequer on the Amount of the Ordnance Estimates, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Six thousand one hundred and fifteen Pounds, for defraying the Expence of the Pay and Allowances of the Five Companies of the Royal Staff Corps, transferred to the Ordnance from the Army Estimates, for Six Months, commencing from the Twenty-fifth Day of *June* One thousand eight hundred and twenty-nine.

430,715*l.* for the Extraordinaries of the Ordnance;

126,979*l.* for Ordnance in *Ireland*;

302,576*l.* for Ordnance Superannuations, Retired Allowances, Pensions, &c.;

45,644*l.* for Allowances, &c. to Persons belonging to the Ordnance Civil Department, &c.;

117,636*l.* for the Barrack Department in *Great Britain* and the Colonies;

102,721*l.* for ditto in *Ireland*;

93,612*l.* for the Military Store Branch;

2,600*l.* for Fees on Ordnance Estimates;

6,115*l.* for the Royal Staff Corps.

XII. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any

28,046,800*l.* to pay off Exchequer Bills.

charged on the Aids of 1828 and 1829.

any Sum or Sums of Money not exceeding Twenty-eight millions forty-six thousand and eight hundred Pounds, to pay off and discharge Exchequer Bills, and that the same be issued and applied towards paying off and discharging any Exchequer Bills charged on the Aids or Supplies of the Years One thousand eight hundred and twenty-eight and One thousand eight hundred and twenty-nine, now remaining unpaid or unprovided for.

392,000*l.* to pay off Exchequer Bills for carrying on Public Works.

XIII. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Three hundred and ninety-two thousand Pounds, to pay off and discharge Exchequer Bills issued pursuant to several Acts for carrying on Public Works and Fisheries, and for building additional Churches, outstanding and unprovided for.

There shall be issued and applied 3,040*l.* for the Civil Establishment of the *Bahama* Islands;

XIV. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Three thousand and forty Pounds, to defray the Charge of the Civil Establishment of the *Bahama* Islands, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

10,445*l.* for *Nova Scotia*;

and any Sum or Sums of Money not exceeding Ten thousand four hundred and forty-five Pounds, to defray the Charge of the Civil Establishment of *Nova Scotia*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

3,600*l.* for *New Brunswick*;

and any Sum or Sums of Money not exceeding Three thousand six hundred Pounds, to defray the Charge of the Civil Establishment of *New Brunswick*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

4,000*l.* for *Bermuda*;

and any Sum or Sums of Money not exceeding Four thousand Pounds, to defray the Charge of the Civil Establishment of the Islands of *Bermuda*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

2,820*l.* for *Prince Edward's Island*;

and any Sum or Sums of Money not exceeding Two thousand eight hundred and twenty Pounds, to defray the Charge of the Civil Establishment of *Prince Edward's Island*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

17,728*l.* for *Newfoundland*;

and any Sum or Sums of Money not exceeding Seventeen thousand seven hundred and twenty-eight Pounds, to defray the Charge of the Civil Establishment of the Island of *Newfoundland*, for the Year One thousand eight hundred and twenty-nine, and of the Expence of erecting a House for the Governor, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

10,478*l.* 5*s.* 10*d.* for *Sierra Leone*;

and any Sum or Sums of Money not exceeding Ten thousand four hundred and seventy-eight Pounds Five Shillings and Ten-pence, to defray the Charge of the Civil Establishment of *Sierra Leone*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

4,000*l.* for *Cape Coast Castle* and *Accra*.

and any Sum or Sums of Money not exceeding Four thousand Pounds, to defray the

Expence of the Forts at *Cape Coast Castle* and *Accra*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever.

XV. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Four Millions, to discharge the like Amount of Supplies granted for the Service of the Years One thousand eight hundred and twenty-three, One thousand eight hundred and twenty-four, One thousand eight hundred and twenty-five, One thousand eight hundred and twenty-six, One thousand eight hundred and twenty-seven, and One thousand eight hundred and twenty-eight; and any Sum or Sums of Money not exceeding Ten thousand and twenty-nine Pounds Seventeen Shillings and One Penny, for defraying the Charge of the Royal Military College, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Twenty-four thousand one hundred and fifty-five Pounds Thirteen Shillings and Eight-pence, for defraying the Charge of the Royal Military Asylum, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Nineteen thousand eight hundred and ninety-nine Pounds, to defray the estimated Expences of the *British Museum*, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Thirty-two thousand five hundred Pounds, to defray the Expence of Works and Repairs of Public Buildings, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Seven thousand Pounds, to defray the Expence of Works executing at *Port Patrick* Harbour, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Eight thousand Pounds, to defray the Expence of Works executing at *Donaghadee* Harbour, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twenty thousand Pounds, to defray the Expence of the Works executing at the Royal Harbour of *George* the Fourth at *Kingstown*, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Thirteen thousand Pounds, to defray the Expence of the new Buildings at the *British Museum*, and of the Royal Library, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Two hundred and fourteen thousand five hundred Pounds, to defray the Expence of the Alterations and Improvements at *Windsor Castle*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Five thousand Pounds, to defray the Expence of erecting Churches in the *West Indies*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any

There shall be issued 4,000,000*l.* to discharge Supplies for 1823, 1824, 1825, 1826, 1827, and 1828;

10,029*l.* 17*s.* 1*d.* for Royal Military College;

24,155*l.* 13*s.* 8*d.* for Royal Military Asylum;

19,899*l.* for the *British Museum*;

32,500*l.* for Public Buildings;

7,000*l.* for *Port Patrick* Harbour;

8,000*l.* for *Donaghadee* Harbour;

20,000*l.* for the Harbour at *Kingstown*;

13,000*l.* for Buildings at the *British Museum*;

214,500*l.* for Works at *Windsor Castle*;

5,000*l.* for erecting Churches in the *West Indies*;

12,649*l.* 16*s.* 9*d.* for *Holyhead* and *Howth* Roads and Harbours; any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twelve thousand six hundred and forty-nine Pounds Sixteen Shillings and Nine-pence, to defray the Expences of the Commissioners of the *Holyhead* and *Howth* Roads and Harbours, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction

4,886*l.* for the *Caledonian* Canal; whatsoever; and any Sum or Sums of Money not exceeding Four thousand eight hundred and eighty-six Pounds, to defray the Charge to be incurred for the *Caledonian* Canal, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and

33,500*l.* for the Officers of the Houses of Lords and Commons; paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Thirty-three thousand five hundred Pounds, to defray the Salaries and Allowances to the Officers of the Houses of Lords and Commons, for the Year One thousand eight

24,400*l.* for the Expences of the Houses of Lords and Commons; hundred and twenty-nine; and any Sum or Sums of Money not exceeding Twenty-four thousand four hundred Pounds, to defray the Expences of the Houses of Lords and Commons, for the Year One

87,368*l.* for Deficiency of Fee Fund at the Treasury, &c.; thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eighty-seven thousand three hundred and sixty-eight Pounds, to make good the Deficiency of the Fee Fund in the Departments of His Majesty's Treasury, Secretaries of State, most Honourable Privy Council, and Committee of Privy Council for Trade, for the Year One thousand eight hundred and twenty-nine;

68,991*l.* for contingent Expences in those Offices; and any Sum or Sums of Money not exceeding Sixty-eight thousand nine hundred and ninety-one Pounds, to defray the contingent Expences and Messengers Bills in the Departments of His Majesty's Treasury, Secretaries of State, most Honourable Privy Council, and Committee of Privy Council for Trade, for the Year One thousand

6,500*l.* to Commissioners of Revenue Inquiry; eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Six thousand five hundred Pounds, to make Compensation to the Commissioners appointed by several Acts for enquiring into the Collection and Management of the Revenue in *Ireland*, and into certain Revenue Departments in *Great Britain*, for their Assiduity, Care, and Pains in the Execution of the Trusts reposed in them by Parliament, and that the said Sum be issued and paid without any

6,200*l.* for Officers, &c. of Exchequer; Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Six thousand two hundred Pounds, to defray the Salaries to certain Officers and the Expences of the Court and Receipt of the Exchequer, for the Year One thousand eight hundred and

958*l.* 5*s.* for certain Professors at *Oxford* and *Cambridge*; twenty-nine; and any Sum or Sums of Money not exceeding Nine hundred and fifty-eight Pounds Five Shillings, to pay the Salaries or Allowances granted to certain Professors in the Universities of *Oxford* and *Cambridge*, for reading Courses of Lectures, for the Year One

11,524*l.* 6*s.* 5*d.* for Insolvent Debtors Court; thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eleven thousand five hundred and twenty-four Pounds Six Shillings and Five-pence, to pay the Salaries of the Commissioners of the Insolvent Debtors Court, of their Clerks, and the contingent Expences of their Office, for the Year One thousand eight hundred and twenty-nine, and also the Expences

4,660*l.* for Superintendence of Aliens, &c.; attendant upon their Circuits; and any Sum or Sums of Money not exceeding Four thousand six hundred and sixty Pounds, to pay, in the Year One thousand eight hundred and twenty-nine, the Salaries of the Officers and the contingent Expences of the Office for the Super-

Superintendence of Aliens, and also the Superannuation or Retired Allowances to Officers formerly employed in that Service; and any Sum or Sums of Money not exceeding Twenty-four thousand Pounds, to defray the Expence of the Establishment of the Penitentiary House at *Milbank*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Nineteen thousand two hundred and thirty-six Pounds Two Shillings and Four-pence, to defray the Charge of Retired Allowances or Superannuations to Persons formerly employed in Public Offices or Departments, or in the Public Service, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Thirteen thousand seven hundred and seventy Pounds, to grant Relief, in the Year One thousand eight hundred and twenty-nine, to *Toulonese* and *Corsican* Emigrants, *Dutch* Naval Officers, *Saint Domingo* Sufferers, and others who have heretofore received Allowances from His Majesty, and who from Services performed or Losses sustained in the *British* Service have special Claims upon His Majesty's Justice and Liberality, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Two thousand five hundred Pounds, to defray the Expence of the National Vaccine Establishment, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three thousand Pounds, for the Support of the Institution called The Refuge for the Destitute, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Four thousand three hundred Pounds, for the Relief of *American* Loyalists, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three thousand seven hundred and eleven Pounds Fifteen Shillings, to defray the Expence of confining and maintaining Criminal Lunatics, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Five thousand eight hundred and twelve Pounds Seven Shillings and Ten-pence, to pay the usual Allowances to Protestant Dissenting Ministers in *England*, poor *French* Protestant Refugee Clergy, poor *French* Protestant Refugee Laity, and sundry small charitable and other Allowances to the Poor of *Saint Martin in the Fields*, and others, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Forty-five thousand Pounds, for His Majesty's Foreign and other Secret Services, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Eighty thousand Pounds, to defray the Expence of printing Acts, and Bills, Reports, and other Papers for the Two Houses of Parliament,

24,000*l.* for the Penitentiary House at *Milbank*;

19,236*l.* 2*s.* 4*d.* for Retired Allowances to Persons formerly employed in Public Offices;

13,770*l.* for Relief to *Toulonese* and *Corsican* Emigrants, *Dutch* Naval Officers, and *St. Domingo* Sufferers, &c.;

2,500*l.* for the Vaccine Establishment;

3,000*l.* for the Refuge for the Destitute;

4,300*l.* for *American* Loyalists;

3,711*l.* 15*s.* for maintaining Criminal Lunatics;

5,812*l.* 7*s.* 10*d.* for Dissenting Ministers, poor *French* Refugee Clergy, &c.;

45,000*l.* for Secret Services;

80,000*l.* for printing Acts and Papers for Houses of Parliament;

Parliament, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Eight thousand two hundred Pounds, to defray the Expence of Printing under the Direction of the Commissioners on Public Records, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Ninety-seven thousand two hundred and seventy Pounds, to defray the Expence of providing Stationery, Printing, and Binding, for the several Public Departments of Government, for the Year One thousand eight hundred and twenty-nine, including the Expence of the Establishment of the Stationery Office, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Ten thousand Pounds, to defray the extraordinary Expences of the Mint in the Gold Coinage, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Six thousand five hundred Pounds, to defray the extraordinary Expences that may be incurred for Prosecutions, *et cetera*, relating to the Coin of this Kingdom, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Fifteen thousand Pounds, to defray the Expence of Law Charges, for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding One hundred and eight thousand seven hundred and seventy-two Pounds, to defray the Expence attending the confining, maintaining, and employing Convicts at Home and at *Bermuda*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twenty-eight thousand Pounds, to defray the Expences of Missions and Special Commissions to the new States of *America*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Eighty-nine thousand four hundred and seventy Pounds, to pay the Salaries of Consuls General and Consuls, their contingent Expences, and Superannuation Allowances to retired Consuls, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One hundred and twenty thousand Pounds, to defray the Amount of Bills drawn from *New South Wales* and *Van Diemen's Land* on account of the Expenditure incurred for Convicts in those Settlements, in the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Sixteen thousand one hundred and eighty-two Pounds, to defray the Expence of the Society for the Propagation of the Gospel in certain of His Majesty's Colonies, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Forty-seven thousand five hundred Pounds, to defray the Charge, in the Year One thousand eight hundred and twenty-nine, of providing Stores for the Engineer Department in *New South Wales* and *Van Diemen's Land*, Bedding and Clothing for the Convicts, Clothing and Tools for the liberated *Africans* in *Sierra Leone*, and

8,200*l.* for printing Public Records;

97,270*l.* for Stationery, &c. for Public Departments;

10,000*l.* for the Mint;

6,500*l.* for Prosecutions relating to the Coin;

15,000*l.* for Law Charges;

108,772*l.* for maintaining Convicts;

28,000*l.* for Expences of Missions to the new States of *America*;

89,470*l.* for Salaries and Expences of Consuls;

120,000*l.* to defray Bills drawn from *New South Wales*;

16,182*l.* to the Society for propagating the Gospel in the Colonies;

47,500*l.* for Engineers' Stores for *New South Wales*, Clothing for Convicts, &c.;

Indian Presents for *Canada*, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One hundred and sixty-three thousand Pounds, to defray the Expence, in the Year One thousand eight hundred and twenty-nine, of improving the Water Communication between *Montreal* and the *Ottawa*, from the *Ottawa* to *Kingston*, and from *Lake Erie* to *Lake Ontario*, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One hundred and sixty thousand Pounds, to defray the Charge of Civil Contingencies for the Year One thousand eight hundred and twenty-nine; and any Sum or Sums of Money not exceeding Twenty-two thousand five hundred Pounds, to make Compensation to the Proprietors of *Bencoolen* for Losses sustained by them on the Surrender of that Settlement to the King of the *Netherlands*, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Two hundred thousand Pounds, to enable His Majesty to fulfil the Stipulations of a Convention with His Catholic Majesty, entered into on the Twenty-eighth Day of *October* One thousand eight hundred and twenty-eight, for the Settlement of certain *British* Claims upon *Spain*, and of certain *Spanish* Claims upon the United Kingdom, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever.

163,000*l.* for improving the Communication between *Montreal* and *Kingston*, &c.

160,000*l.* for Civil Contingencies;

22,500*l.* for Compensation to Proprietors of *Bencoolen*;

200,000*l.* for *Spanish* Claims upon the United Kingdom.

XVI. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Ten thousand five hundred and eighty-three Pounds, to defray the Expence of the Protestant Charter Schools of *Ireland* for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Thirty-one thousand four hundred and eighty-three Pounds, to defray the Expence of the Foundling Hospital, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twenty-four thousand three hundred and ninety-six Pounds, to defray the Expence of the House of Industry, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Six thousand seven hundred Pounds, to defray the Expence of the *Richmond* Lunatic Asylum, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Seven thousand five hundred and ninety-six Pounds, to defray the Expence of the *Hibernian* Society for Soldiers Children, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One thousand eight hundred and fifty Pounds, to defray the Expence of the *Hibernian* Marine Society, for the Year One thousand eight hundred and twenty-nine,

There shall also be issued 10,583*l.* for the *Protestant* Charter Schools in *Ireland*;

31,483*l.* for the Foundling Hospital;

24,396*l.* for the House of Industry;

6,700*l.* for the *Richmond* Lunatic Asylum;

7,596*l.* for the *Hibernian* Society for Soldiers Children;

1,850*l.* for the *Hibernian* Marine Society;

nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One thousand six hundred and forty-six Pounds, to defray the Expence of the Female Orphan House, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three thousand and sixty Pounds, to defray the Expence of the *Westmorland* Lock Hospital, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Two thousand six hundred and nine Pounds, to defray the Expence of the Lying-in Hospital, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One thousand six hundred and seventy-six Pounds, to defray the Expence of Doctor *Steven*'s Hospital, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three thousand nine hundred Pounds, to defray the Expence of the Fever Hospital, *Cork Street, Dublin,* for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Four hundred and sixty-five Pounds, to defray the Expence of the Hospital for Incurables, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One thousand two hundred Pounds, to defray the Expence of the Royal *Cork* Institution, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Seven thousand Pounds, to defray the Expence of the Royal *Dublin* Society, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three hundred Pounds, to defray the Expence of the Royal *Irish* Academy, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding One thousand five hundred Pounds, to defray the Expence of the *Belfast* Academical Institution, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Nine thousand Pounds, to defray the Expence of the Association for discountenancing Vice, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twenty-five thousand Pounds, to defray the Expence of the Society for promoting the Education of the Poor, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever;

1,646*l.* for the Female Orphan House;

3,060*l.* for the *Westmorland* Lock Hospital;

2,609*l.* for the Lying-in Hospital;

1,676*l.* for Dr. *Steven*'s Hospital;

3,900*l.* for the Fever Hospital;

465*l.* for Hospital for Incurables;

1,200*l.* for the Royal *Cork* Institution;

7,000*l.* for the Royal *Dublin* Society;

300*l.* for the Royal *Irish* Academy;

1,500*l.* for the *Belfast* Academical Institution;

9,000*l.* for Society for discountenancing Vice;

25,000*l.* for the Society for Education of the Poor;

and

and any Sum or Sums of Money not exceeding Eight thousand nine hundred and twenty-eight Pounds, to defray the Expence of the Roman Catholic Seminary at *Maynooth*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever. 8,928*l.* for the Roman Catholic Seminary at *Maynooth*.

XVII. And it is hereby also enacted, That out of all or any the Aids or Supplies aforesaid there shall and may be issued and applied any Sum or Sums of Money not exceeding Seven hundred Pounds, to defray the Expence of the Board of Charitable Bequests, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Seventeen thousand three hundred and eighty-five Pounds, to defray the Expence of the Board of Works, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Fifteen thousand Pounds, to defray the Expence of Printing, Stationery, and other Disbursements of the Chief and Under Secretaries Offices and Apartments, and other Public Offices, in *Dublin Castle*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Five thousand Pounds, to defray the Expence of publishing Proclamations and other Matters of a Public Nature, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three thousand five hundred Pounds, to defray the Expence of printing Statutes in *Ireland*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Fifty thousand Pounds, to defray the Expence of Criminal Prosecutions, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Fourteen thousand three hundred and sixty Pounds Six Shillings, to defray the Expence of Nonconforming, Seceding, and Protestant Dissenting Ministers in *Ireland*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Seven hundred and forty Pounds Six Shillings and Two-pence, to pay the Salaries to Lottery Officers in *Ireland*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Five thousand five hundred and forty-seven Pounds, to defray the Expence of Inland Navigations, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twenty-four thousand three hundred Pounds, to defray the Expence of the Police and Watch Establishments of the City of *Dublin*, for the Year One thousand

There shall be issued 700*l.* for Board of Charitable Bequests;

17,385*l.* for Board of Works;

15,000*l.* for Printing, Stationery, &c. for Public Offices in *Dublin Castle*;

5,000*l.* for publishing Proclamations, &c.

3,500*l.* for printing Statutes;

50,000*l.* for Criminal Prosecutions;

14,360*l.* 6*s.* for Dissenting Ministers;

740*l.* 6*s.* 2*d.* for Lottery Officers;

5,547*l.* for Inland Navigations;

24,300*l.* for the Police of *Dublin*;

thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Seven thousand three hundred and twenty-eight Pounds Six Shillings and Two-pence, to defray the Expence of the Commissioners of Judicial Inquiry, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Three thousand and forty-nine Pounds, to defray the Expence of the Board of Public Records in *Ireland*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever; and any Sum or Sums of Money not exceeding Twenty-two thousand eight hundred Pounds, to defray the Expence of certain Public Works in *Ireland*, for the Year One thousand eight hundred and twenty-nine, and that the said Sum be issued and paid without any Fee or other Deduction whatsoever.

7,328*l.* 6*s.* 2*d.* for the Commissioners of Judicial Inquiry;

3,049*l.* for the Board of Public Records;

22,800*l.* for Public Works.

Supplies to be applied only for the Purposes aforesaid.

XVIII. And it is hereby also enacted, That the said Aids and Supplies provided as aforesaid shall not be issued and applied to any Use, Intent, or Purpose whatever, other than the Uses and Purposes before mentioned, or for the other Payments directed to be satisfied thereout by any Act or Acts, or any particular Clause or Clauses for that Purpose contained in any other Act or Acts of this Session of Parliament.

Rules to be observed in the Application of the Sum appropriated to Half Pay.

XIX. And as to the Sum of Seven hundred and thirty-nine thousand and thirty-eight Pounds Seventeen Shillings and Ten-pence by this Act appropriated on account of Half Pay as aforesaid, it is hereby enacted and declared, That the Rules hereafter prescribed shall be duly observed in the Application of the said Half Pay; (that is to say,) that no Person shall have or receive any Part of the same without taking an Oath to such Purport and Effect as shall be required in that Behalf by His Majesty's Warrants directing the Issue of the Half Pay to be received; that no Person shall have or receive any Part of the same who was under the Age of Sixteen Years at the Time when the Regiment, Troop, or Company in which he served was reduced; that no Person shall have or receive any Part of the same who did not do actual Service in some Regiment, Battalion, Troop, or Company in His Majesty's Service, except in Cases in which the Commission was received under Circumstances which did not, according to the Regulations of the Army, require the Officer to serve; that no Person shall have or receive any Part of the same who has resigned his Commission, and has had no Commission since; that no Part of the same shall be allowed to any Person by virtue of any Warrant or Appointment, except to such Person as would have been otherwise entitled thereto as a Reduced Officer; that no Person shall have or receive any Part of the same for any Time during which he shall hold any other Military Place or Employment of Profit under His Majesty, or in His Majesty's Colonies or Possessions beyond the Seas, except on the Staff or in Garrison; and that in such excepted Cases, or in Cases of his holding any Military Place or Employment of Profit under another Government, no Officer shall receive any Part of his Half Pay, unless with His

Majesty's Approbation, to be signified by the Secretary at War to the Paymaster General of His Majesty's Land Forces; and the Officer claiming the Half Pay in pursuance of such Approbation shall specify in his Oath or Affidavit the other Military Place or Employment of Profit on the Staff or in Garrison which he may hold or have held under His Majesty, or in the Colonies or Possessions of His Majesty beyond the Seas, or under any other Government; that no Person who shall, on or before the Twenty-eighth Day of *July* One thousand eight hundred and twenty-eight, hold any Civil Place or Employment of Profit under His Majesty, or in the Colonies or Possessions of His Majesty beyond the Seas, or under any other Government, shall have or receive any Part of the same for any Time during which he shall hold any such Civil Place or Employment of Profit under His Majesty, or in the Colonies or Possessions of His Majesty beyond the Seas, or under any other Government, except in Cases in which the same shall not exceed Three Times the Amount of the highest Rate of Half Pay attached to the Rank in virtue of which he claims to receive Half Pay, or as herein-after mentioned, nor in any such excepted Cases, unless His Majesty's special Approbation be signified as aforesaid; and the Officer claiming the Half Pay in pursuance of such Approbation shall signify in his Oath or Affidavit the Civil Place or Employment of Profit which he may hold or have held as aforesaid, and the Date of Appointment; but if the Net Annual Emoluments of such Civil Place or Employment shall exceed Three Times the Amount of Half Pay as aforesaid, and shall fall short of Four Times that Amount, then it shall be lawful for the Paymaster General of the Land Forces, with His Majesty's Approbation, signified by the Secretary at War as aforesaid, to issue, on or after the Twenty-fourth Day of *December* One thousand eight hundred and twenty-nine, so much of the Half Pay claimed by any such Officer as shall, together with the Net Annual Emoluments of the Civil Place or Employment, be equal to Four Times the Amount of such Half Pay; and the Officer claiming the Half Pay in pursuance of such Approbation shall specify in his Oath or Affidavit the Civil Place or Employment of Profit which he may have held as aforesaid, and the actual Amount of the Emoluments thereof, in such Manner and Form, and calculated up to such Period or Periods, as shall be required by the Secretary at War; that no Person who after the Twenty-eighth Day of *July* One thousand eight hundred and twenty-eight has been appointed to any Civil Place or Employment of Profit under His Majesty, or in the Colonies or Possessions of His Majesty beyond the Seas, or under any other Government, shall have or receive any Part of the same for any Time during which he shall hold any such Civil Place or Employment of Profit under His Majesty beyond the Seas, or under any other Government, other than that of a Barrack Master under the Master General and Board of Ordnance, who shall, under the Restrictions before mentioned, be entitled to receive his Half Pay: Provided always, that nothing in this Act contained shall prevent any Person from receiving his Half Pay who shall be entitled to the same under any other Act or Acts relating to the General or Local Militia, or the Yeomanry or Volunteers, but that every such Person shall receive the same according to the Provisions of any such Act or Acts; and also

Not to prevent the receiving of Half Pay under any Act relating to the General or Local Militia, &c.

also every Surgeon, Serjeant Major, Serjeant, Corporal, and Private, serving in the General or Local Militia, or in any Corps of Yeomanry or Volunteers in *Great Britain* or *Ireland*, may and shall receive any Half Pay, together with any Pay in the General or Local Militia, or Yeomanry or Volunteers, upon the taking such Oath (if any) as shall be required in or by any Act or Acts, or specified in any Warrant of His Majesty, as the Case may be, and stating in such Oath the Commission or Employment which he held in the General or Local Militia, the Yeomanry or Volunteers.

9 G. 4. c. 95.

XX. And whereas a considerable Part of the Money appropriated on account of Half Pay by an Act passed in the last Session of Parliament, intituled *An Act to apply the Sums of Money therein mentioned for the Service of the Year One thousand eight hundred and twenty-eight, and to appropriate the Supplies granted in this Session of Parliament*, has been issued without requiring, by Persons issuing or paying, and without the taking by the Persons receiving Half Pay, the Oaths prescribed to be taken by Officers claiming Half Pay; and Part of the said Monies have been paid to Officers claiming and entitled to Half Pay, who at the same Time held and may still hold the Situation of and serve respectively as Surgeons, Serjeant Majors, Serjeants, Corporals, or Privates in the General or Local Militia, or Yeomanry or Volunteer Corps, in *Great Britain* or *Ireland*; and it is expedient that all such Persons should be indemnified: Be it therefore enacted, That all Persons concerned in the advising, authorizing, or directing the issuing, or in the issuing of any Half Pay, or any Monies for Half Pay, or in the Application of any Money appropriated by the said Act for that Purpose, or in the receiving or being concerned in the receiving any Portion of the Money so appropriated for such Half Pay, without requiring or taking the said Oaths, or to or on account of any such Officers or Persons as aforesaid, shall be and are hereby fully indemnified, and shall be and are hereby fully exonerated and discharged from all Penalties, Forfeitures, or Prosecutions or Proceedings, in respect of any thing done in relation thereto, in all Cases in which such Half Pay, or Payment for or in respect of Half Pay, shall have been or may hereafter be issued or received in conformity with the Provisions of the said recited Act or this Act, and the Usages heretofore established and observed in relation to the issuing, paying, and receiving of Half Pay in all other respects, except so far as relates to the demanding, requiring, or taking the said Oaths; and all such Payments and Issues of Half Pay which shall have been or may be issued to any such Person as aforesaid, shall be deemed valid and effectual Payments, and the Paymaster General, and all other Persons concerned in the issuing and paying the same, shall be and are hereby fully discharged and exonerated in respect thereof in all Accounts relating to such Issues and Payments; any thing contained in any Act or Acts, or any Law, or Rules or Regulations, relating to the issuing and paying of Half Pay, to the contrary notwithstanding.

Persons concerned in issuing, paying, and receiving Money for the Payment of Half Pay, without the Oaths having been taken as required, indemnified.

Half Pay allowed to the Officers of the *Manx* Fencibles.

XXI. And whereas the Officers of the Royal Regiment of *Manx* Fencibles engaged to serve in the said Corps upon a Stipulation contained in the Letter of Service under which they were raised, that they

they should be allowed to receive any Half Pay to which they might be entitled, notwithstanding their holding Subaltern Commissions in the said Corps; but no Provision has been made by Parliament for Payment of such Half Pay; and it is therefore expedient that Provision should be now made for Payment of the Arrears of Half Pay to such Officers as aforesaid: Be it therefore enacted, That Officers who were entitled to Half Pay, and who accepted or held Subaltern Commissions in the Royal Regiment of *Manx* Fencibles, shall, notwithstanding their having held the Full Pay of such Commissions, be entitled to receive the Arrears of such Half Pay for any Year or Time in which they shall not have been before allowed to receive the same, upon taking the Oath before the Officer usually administering Oaths to Persons for the Purpose of receiving Half Pay, that they had not, in any Year or Time for which such Arrear is claimed, any Office or Employment of Profit, Civil or Military, under His Majesty, besides their Allowance of Half Pay, save and except their Pay as such Subaltern Officers of the Royal Regiment of *Manx* Fencibles; and the taking the Oath shall, without taking any other Oath, be sufficient to entitle such Officer to receive his Half Pay.

Half Pay Allowances to Chaplains of Regiments not being in Possession of Ecclesiastical Benefices derived from the Crown.

XXII. And whereas Chaplains of Regiments who have been placed upon Half Pay have not been allowed to receive such Half Pay in some Years, in consequence of being in Possession at the Time of certain Ecclesiastical Benefices or Preferments, though the same were not in the Patronage of the Crown: And whereas it has been judged fair and reasonable that they should be allowed to receive such Half Pay, though in Possession of Ecclesiastical Preferment, provided the same was private Patronage, and not derived from the Crown; and that they should also be entitled to receive the Arrears of Half Pay for such former Years as aforesaid: Be it therefore enacted, That all Chaplains who, after having been placed upon Half Pay, shall have been refused or have been unable to receive such Half Pay in any Year, in consequence of holding any Ecclesiastical Benefice not derived from or in the Gift of the Crown, shall be entitled to receive the Arrears of such Half Pay for such Year, upon making Affidavit before the proper Officer for administering Oaths to Persons for entitling them to receive Half Pay, that they held no Ecclesiastical Benefice or Preferment in any such Year derived from the Crown, nor any Place or Employment of Profit under His Majesty; and the taking the said Oath shall, without taking any other Oath, be sufficient to entitle such Chaplain to receive his Half Pay.

By 9 G. 4. c. 95. a Sum was appropriated to be paid to Half Pay Officers, the Surplus of which is hereby authorized to be disposed of as His Majesty shall direct.

XXIII. And whereas by the said recited Act, passed in the last Session of Parliament, the several Supplies which had been granted to His Majesty, as is therein mentioned, were appropriated to the several Uses and Purposes therein expressed, amongst which any Sum or Sums of Money not exceeding Seven hundred and twenty thousand two hundred and fifty Pounds was appropriated to be paid on account of Half Pay for the Year One thousand eight hundred and twenty-eight, subject nevertheless to such Rules to be observed in the Application of the said Half Pay as in and by the aforesaid Act were prescribed in that Behalf: Now it is hereby provided, enacted, and declared, That so much of the said Sum of Seven hundred and

twenty thousand two hundred and fifty Pounds as is or shall be more than sufficient to satisfy the said Reduced Officers, according to the Rules to be observed in the Application thereof, or any Part of such Overplus, shall and may be disposed of to such Officers who are maimed or have lost their Limbs in the late War, or such others as, by reason of their long Service, or otherwise, His Majesty shall judge to be proper Objects of Charity, or to the Widows or Children of such Officers, according to such Warrant or Warrants, under His Majesty's Royal Sign Manual, as shall be signed in that Behalf; any thing in this Act or in the said Act to the contrary notwithstanding.

Widows and Persons claiming Pensions or Allowances shall take the required Oath.

XXIV. And as to the Sum of One hundred and forty-three thousand four hundred and eleven Pounds, by this Act appropriated for defraying the Charge of Pensions to be paid to the Widows of Officers of His Majesty's Land Forces as aforesaid; and as to the Sum of One hundred and eighty-nine thousand and thirty-seven Pounds, by this Act appropriated for defraying the Charge of Allowances on the Compassionate List, of Allowances as of His Majesty's Royal Bounty, and of Pensions to Officers for Wounds, as aforesaid; it is hereby enacted and declared, That no Widow of an Officer of the Land Forces, and no Person claiming an Allowance on the Compassionate List, or of Allowances as of His Majesty's Royal Bounty, shall have or receive any Part of the same without taking an Oath to such Purport and Effect as shall be required in that Behalf by His Majesty's Warrant directing the Issue of such Pensions and Allowances to be received, such Oath to be taken before any Justice or Justices of the Peace, or other Person duly authorized to administer an Oath, or before the Cashier of Widows Pensions, or the First Assistant Examiner of the same for the Time being, in the Office of the Paymaster General of His Majesty's Land Forces, who are hereby authorized to administer the same.

By whom the Oath to be administered.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. LXI.

An Act to amend an Act of the Seventh Year of His present Majesty, for extending to *Charing Cross*, the *Strand*, and Places adjacent, the Powers of an Act for making a more convenient Communication from *Mary-le-bone Park*. [24th *June* 1829.]

WHEREAS by an Act passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act to extend to* Charing Cross, *the* Strand, *and Places adjacent, the Powers of an Act for making a more convenient Communication from* Mary-le-bone Park, *and to enable the Commissioners of His Majesty's Woods, Forests, and Land Revenues to grant Leases of the Site of* Carlton Palace, reciting, that by an Act passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making a more convenient Communication from* Mary-le-bone Park *and the Northern Parts of the Metropolis, in the Parish of* Saint Mary-le-bone, *to* Charing Cross *within the Liberty of* Westminster, *and for making a more convenient Sewage for the same*, the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues were appointed Commissioners for carrying the Purposes of the said Act into execution, it was, by the now reciting Act, (amongst other Things) enacted, that the Commissioners named and appointed in and by the said therein recited Act of the Fifty-third Year of the Reign of His said late Majesty should be and they were thereby authorized and empowered to make the several Improvements and Alterations described in the now reciting Act, and to carry the Purposes of the said Act into execution in manner therein mentioned; and that it should be lawful for the said 7 G. 4. c. 77.

Commissioners for executing the said Act, by and with the Consent and Approbation in Writing of the Lord High Treasurer, or of the Commissioners for executing the Office of Lord High Treasurer, or any Three or more of them, and notwithstanding any Provision, Restriction, or Clause contained in any Act or Acts relating to His Majesty's Land Revenue, or to any Property under the Management of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, to borrow and take up at Interest from Time to Time such Sum or Sums of Money, not exceeding in the whole the Sum of Four hundred thousand Pounds, as they the said Commissioners for executing the now reciting Act, with such Consent and Approbation as aforesaid, should judge necessary for the Purposes of the said Act, on Mortgage of all or any Part or Parts of the Houses, Buildings, Lands, Tenements, and Hereditaments of or belonging to His Majesty, His Heirs and Successors, in the Lines of the said Streets and Places, which had been purchased, erected, built, altered, repaired, and improved under or by virtue of the said recited Act of the Fifty-third Year of the Reign of His late Majesty King *George* the Third as aforesaid, situate, lying, and being between *Pall Mall* on the South, *Portland Place* on the North, *Saint James's Street* on the West, and the *King's Mews* on the East, or any or either of the said last-mentioned Streets or Mews; and it was thereby further enacted, that it should be lawful for the Commissioners for the Issue of Exchequer Bills acting under the therein recited Acts, and they were thereby authorized and required, on Application being made to them by the said Commissioners acting in the Execution of the now reciting Act, to advance to them, or as they might direct or appoint, any Sum or Sums of Money in Exchequer Bills, not exceeding in the whole the Sum of Four hundred thousand Pounds, upon the Terms and Conditions therein-after mentioned: And whereas the said Commissioners for carrying into execution the said recited Act of the Seventh Year of the Reign of His present Majesty have, under the Powers and Provisions therein contained, borrowed of the said Commissioners for the Issue of Exchequer Bills the Sum of Four hundred thousand Pounds on the Credit of the several Houses, Buildings, Lands, Tenements, and Hereditaments therein mentioned, and the same hath been laid out and expended in the Purchase of Part of the Houses, Buildings, Erections, Ground, Tenements, and Hereditaments by the said recited Act of the Seventh Year of the Reign of His present Majesty authorized and directed to be purchased, and otherwise in carrying the said Act into execution; and in order to enable the said Commissioners to complete the Purchase of the remaining Part of the Houses, Buildings, Erections, Ground, Tenements, and Hereditaments required for the Purposes of the said last-mentioned Act, it is requisite and necessary that Powers should be given to them to borrow and raise the further Sum of Three hundred thousand Pounds upon the Credit of that Part of the Land Revenue of the Crown situate within the Cities of *London* and *Westminster* and the County of *Middlesex*, or either of them: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the said Commissioners for executing the said recited Act of

Commissioners may raise

the Seventh Year of the Reign of His present Majesty, by and with the Approbation of the said Lord High Treasurer, or the Commissioners for executing the Office of Lord High Treasurer for the Time being, or any Three or more of them, and notwithstanding any Provision, Restriction, or Clause contained in any Act or Acts relating to His Majesty's Land Revenue, to borrow and take up at Interest such Sum or Sums of Money as they the said Commissioners for executing the said recited Act of the Seventh Year aforesaid, with such Approbation as aforesaid, shall judge necessary for the Purposes of the said Act, not exceeding the Sum of Three hundred thousand Pounds, by any Loan or Loans upon the Credit of the Land Revenues of the Crown situate within the Cities of *London* and *Westminster* and the County of *Middlesex*, or either of them.

Money by Loan on the Credit of the Land Revenue within London, Westminster, and Middlesex, or either of them.

II. And be it further enacted, That it shall and may be lawful to and for any Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies, to advance or lend any Sum or Sums of Money, or any Part or Parts of the Capital or other Monies or Funds of or belonging to such Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies, not exceeding the said Sum of Three hundred thousand Pounds as aforesaid, to the said Commissioners for executing the said last-mentioned Act, upon the Credit of the Land Revenues of the Crown situate within the Cities of *London* and *Westminster* and County of *Middlesex*, so as that all such Loans be made by and with the Approbation of the said Lord High Treasurer or the Commissioners for executing the Office of Lord High Treasurer for the Time being, or any Three or more of them, who is or are hereby authorized to issue his or their Warrant or Warrants for that Purpose; and every such Loan so to be made shall be deemed to be and the same is hereby declared to be a Loan upon a Parliamentary Security; and the said Land Revenues of the Crown within the Cities of *London* and *Westminster* and County of *Middlesex* shall be deemed and taken to be and are hereby declared to be a Part or Branch of the Revenues of His Majesty upon which a Credit of Loan to the Extent of the said Sum of Three hundred thousand Pounds hereby authorized to be raised is granted by Parliament, and upon which any Part or Parts of the Capital or other Monies or Funds of any such Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies, may be advanced within the true Intent and Meaning of any Charter, Bye Law, Statute, or Ordinance whereby any Monies are authorized or permitted to be advanced upon Parliamentary Security, or any Part or Parts, Branch or Branches of the Revenue of His Majesty, upon which a Credit of Loan is granted by Parliament; and every such Loan shall be good, valid, and effectual, any Provision contained in the Statutes of Mortmain, or in any other Statute, Charter, Bye Law, or Ordinance to the contrary in anywise notwithstanding; but every such Loan shall be subject and without Prejudice to the said Loan so advanced by the said Commissioners for the Issue of Exchequer Bills as aforesaid, and of the Powers given by the said recited Act of the Seventh Year of the Reign aforesaid, for securing the Repayment thereof, and of the Interest for the same.

Corporate Funds may be advanced on the Credit of the Land Revenues within the Limits above specified.

III. And be it further enacted, That all and every Person, Body Politic or Corporate, or Company whatsoever, who shall agree to lend any

Persons advancing Money to

have Certificates thereof signed by the Commissioners.

any Money upon the Credit of the said Land Revenues within the Cities of *London* and *Westminster* and County of *Middlesex*, shall receive a Certificate, under the Hands and Seals of Two or more of the Commissioners for executing the said recited Act of the Seventh Year of His present Majesty, in the Form or to the Effect following:

Form of the Certificate.

'IN pursuance of a Warrant from the Right Honourable the Lord 'High Treasurer of the United Kingdom of *Great Britain* and '*Ireland*, [*or*, from the Commissioners of His Majesty's Treasury of 'the United Kingdom of *Great Britain* and *Ireland*, *as the Case may* '*be*,] bearing Date the Day of We, *A.* 'and *B.*, Two of the Commissioners for executing an Act passed in 'the Seventh Year of the Reign of His present Majesty, intituled '*An Act to extend to* Charing Cross, *the* Strand, *and Places adjacent*, '*the Powers of an Act for making a more convenient Communication* '*from* Mary-le-bone Park, *and to enable the Commissioners of His* '*Majesty's Woods, Forests, and Land Revenues to grant Leases of* '*the Scite of* Carlton *Palace*, in exercise of the Powers vested in us 'by an Act passed in the Tenth Year of the Reign of His said 'Majesty, intituled *An Act* [*here insert the Title of this Act*], do 'hereby certify, That *C. D.* [*insert the Name, Title, or Description* '*of the Person or Persons, Body or Bodies Politic or Corporate, or* '*Company, by whom or in whose Behalf the Loan is to be advanced*] 'hath [*or* have] contracted and agreed to advance and lend to the 'said Commissioners for executing the said Act, upon the Credit of the 'Land Revenues of the Crown within the Cities of *London* and *West-* '*minster* and County of *Middlesex*, the Sum of 'to be applied by them for and towards the carrying the several 'Purposes of the said Act into execution, which Sum is to be 'paid by the said to One of the Cashiers of the Bank 'of *England*, and to be carried to the Account of the Commissioners 'of His Majesty's Woods, Forests, and Land Revenues, being "The 'New Street Account," and from and immediately after the Payment 'of the same in manner aforesaid, the said Sum of 'shall by virtue of the said Act become and be a Loan charged upon 'the Land Revenues of the Crown within the Cities of *London* and '*Westminster* and County of *Middlesex*, (but subject and without 'Prejudice to the Sum of Four hundred thousand Pounds advanced 'by the Commissioners for the Issue of Exchequer Bills, and to the 'Provision made by the said Act of the Seventh Year of His present 'Majesty's Reign for the Repayment thereof, and for the Payment of 'the Interest thereof); and such Revenues shall, subject as aforesaid, 'from thenceforth be charged with and liable to the Repayment of 'the said Capital Sums so to be advanced, by the Instalments, in the 'Proportions, and at or upon the Days or Times herein-after men- 'tioned; (that is to say,) [*here insert the Terms agreed upon for the* '*Repayment*,] and with and to the Payment of Interest for the said 'Principal Sum, or so much thereof as shall from Time to Time 'remain unpaid, at and after a Rate [*here insert the Rate to be* '*agreed upon*], to be computed from the Time the said Principal Sum 'shall be so advanced, and to be paid half-yearly, until the whole 'of the said Principal Sum and Interest thereon shall be fully paid 'and discharged. Given under our Hands and Seals, this 'Day of .'

And

And every such Certificate shall be witnessed by the Secretary or One of the Clerks for the Time being to the said Commissioners for carrying the said recited Act into execution; and upon the Production of any such Certificate or Certificates, the Cashiers of the Bank, or One of them, shall and are or is hereby required to accept and receive the Sum therein specified, and at the Foot or Back of such Certificate to acknowledge the Receipt of the said Monies without Fee or Reward; and the Receipt to be given by such Cashier of the Bank, at the Foot or on the Back of such Certificate as aforesaid, shall be in the Words and Figures following, or as near thereto as may be; (that is to say,) Certificate to be witnessed by the Secretary or One of the Clerks to the Commissioners.

'RECEIVED the Day of of and from
' the Sum of of lawful Form of Receipt.
' Money of *Great Britain*, being the Sum to be paid into the Bank of
' *England* pursuant to the above Certificate, and which Sum is placed
' to the Account of the Commissioners of His Majesty's Woods,
' Forests, and Land Revenues, being "The New Street Account."
' Witness my Hand,
' For the Governor and Company of the Bank of *England*,
(Signed) Cashier.'

Which said Certificate and Receipt shall be inrolled in the Office of the Auditor of His Majesty's Land Revenues for the County of *Middlesex*, on Payment of the usual Fees for such Inrolment; and a Minute or Extract thereof shall be entered and preserved in the Office of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and also in a Book to be kept for that Purpose by the Clerk to the said Commissioners for executing the said recited Act of the Seventh Year of the Reign of His present Majesty; and every such Certificate and Receipt, when so given, granted, and inrolled, shall be and they are hereby declared to be conclusive Evidence of the Advance of every such Loan, and of the Day or Time of the making such Advance. Certificate and Receipt to be inrolled.

IV. And be it further enacted, That when any such Certificate and Receipt shall be so signed, inrolled, and entered as aforesaid, every such Loan or Loans, the Receipt whereof shall be so acknowledged as aforesaid, shall be and the same is and are hereby charged upon the whole of the said Land Revenues of the Crown situate within the Cities of *London* and *Westminster* and the County of *Middlesex*, (subject and without Prejudice to the Loan so advanced by the said Commissioners for the Issue of Exchequer Bills, and the Provisions made by the said recited Act of the Seventh Year of His present Majesty's Reign for the Repayment thereof, and for the Payment of the Interest thereon as aforesaid); and such Revenues shall from thenceforth be subject and liable to the Repayment of such new Loan or Loans, and the Interest thereof, at such Rate, in such Manner, and by such Proportions, and at such Time or Times, as shall be stipulated and agreed upon by and between the said Commissioners for the Time being for executing the said recited Act of the Seventh Year of His Majesty's Reign, and the Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies making such Advance, and as shall be mentioned, specified, or expressed in the said Certificate; and the Lord High Treasurer, Loans charged on Land Revenues within London, Westminster, and Middlesex.

or the Commissioners for executing the Office of Lord High Treasurer for the Time being, is and are hereby authorized, empowered, and required to make such Payments accordingly, when and as the same shall become due and payable, out of the said Land Revenues of the Crown situate within the Cities of *London* and *Westminster* and the County of *Middlesex*, after Payment of the necessary Charges of the Management thereof prior to any other Application of such Land Revenues (save and except so far as such Revenues are or ought to be applied in the Payment of the said Sum of Four hundred thousand Pounds so advanced by the said Commissioners for the Issue of Exchequer Bills as aforesaid, and in the Payment of the Interest thereof in the meantime as aforesaid).

Certificates may be transferred.

V. And be it further enacted, That it shall and may be lawful to and for any Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies, entitled to the Monies advanced or remaining due from Time to Time upon any such Certificate, in respect of any such Loan as aforesaid, and their respective Executors, Administrators, Successors, or Assigns, at any Time, by Writing under his or their Hands and Seals, or under the Seal of such Body Politic or Corporate, or Company, to transfer such Certificate, and the Money remaining due thereon, to any Person or Persons whomsoever; and every such Transfer may be in the Form or to the Effect following:

Form of Transfer.

'I *A.B.* [*or* We] being entitled to the Sum of by virtue of a Certificate bearing Date the Day of under the Hands and Seals of Two of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, acting in execution of an Act made in the Seventh Year of the Reign of King *George* the Fourth, intituled [*here set forth the Title of the former Act*], and of an Act made in the Tenth Year of His said Majesty, intituled [*here set forth the Title of this Act*], upon the Credit of the Land Revenues of the Crown within the Cities of *London* and *Westminster* and County of *Middlesex*, do hereby transfer all my [*or* our] Right and Interest in and to the same Sum, and all Interest now due and to arise or accrue due thereon, unto his [*or* her *or* their] Executors, Administrators, [*or* Successors,] and Assigns. Dated the Day of .'

And every such Transfer or Assignment shall be inrolled in the Office of the Auditor of the Land Revenues of the Crown for the County of *Middlesex*, on Payment of the usual Fees; and a Minute or Docket thereof shall be entered and preserved in the Office of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues; and an Extract or Memorial thereof shall be entered in a Book to be kept for that Purpose by the Clerk to the said Commissioners for executing this Act, which Extract or Memorial shall specify and contain the Date, Names of the Parties, and Sums of Money thereby transferred, to which Book any Person interested shall at all seasonable Times have Access, and shall have free Liberty to inspect the same without Fee or Reward; and for the entering of every such Transfer the said Clerk shall be paid by the Person to whom such Transfer shall be made the Sum of One Guinea, and no more; and every such Transfer, after such Entry shall be made

thereof as aforesaid, shall entitle the Person or Persons, Bodies Politic or Corporate, and Companies, to whom the same shall be made, and his or her Executors, Administrators, Successors, or Assigns, to the Benefit of the Security thereby transferred, and to receive the Money due thereon when the same shall become payable, and the Interest thereof in the meantime.

Warrant of the Treasury for raising Money by virtue of this Act shall be a sufficient Authority.

VI. And be it further enacted, That the Warrant or Authority of the Lord High Treasurer, or the Commissioners of His Majesty's Treasury for the Time being, under his or their Hand or Hands, or under the Hands of any Three of them, for the raising any Sum or Sums of Money by virtue of this Act, in part of the said Sum of Three hundred thousand Pounds, shall be a sufficient Warrant or Authority to the Person or Persons advancing the same, that the Sum or Sums to be expressed in or authorized by such Warrant or Warrants to be raised do or doth still remain to be raised under or by virtue of the Powers of this Act, and that the Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies, advancing the same, shall not be bound to inquire what Sum or Sums of Money have or hath been previously raised, or do or doth remain to be raised, under the Powers or Provisions of this Act; but that the Sum or Sums of Money in or by every such Warrant expressed or authorized to be raised shall be deemed and taken, so far as respects the Person or Persons, Body or Bodies Politic or Corporate, or Company or Companies, advancing or paying the same, to be a Sum or Sums yet remaining to be raised under the Powers and Provisions of this Act, over and above all other Monies which shall have been previously raised by virtue of this Act, or of the Powers or Authorities herein contained; any thing herein contained to the contrary thereof in anywise notwithstanding.

When the annual Produce of the Land Revenues shall be retained by the Crown, it shall be charged with Payment of the Money borrowed and Interest.

VII. And be it further enacted, That whenever the annual Produce of the Possessions and Land Revenues of the Crown shall cease to be carried unto and form Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, and shall be retained by the Crown as Part of its hereditary Revenue, the same shall be charged and chargeable with the Payment to the Consolidated Fund of so much of the said Sum of Three hundred thousand Pounds (if any) as shall have been borrowed under the Authority of this Act, and afterwards paid off out of the annual Income of the said Possessions and Land Revenues as aforesaid previously to such Resumption, together with Interest for the same at the Rate of Four Pounds *per Cent. per Annum*, to be computed from the Time of such Resumption; and such Land Revenues shall be thenceforth applicable to the Repayment of such Principal Sum, if any, and Interest for the same as aforesaid, prior to any other Application thereof, except the Charges attending the Management thereof, and the Payment and Discharge of any Sum or Sums now already charged thereon or to be charged thereon by virtue of this or any other Act, and the Interest thereof, or of so much thereof as shall from Time to Time remain unpaid and undischarged.

Commissioners empowered to make

VIII. And whereas by the said in part recited Act of the Seventh Year of the Reign of His present Majesty it was enacted, that it should

Vaults under St. Martin's Churchyard.

should be lawful for the said Commissioners acting in the Execution of the said Act to take or use, for the Purposes of the said Act, so much of the Burial Ground of the Parish of *Saint Martin-in-the-Fields* as lay on the South Side of the said Church as might be required for the Purpose, and the Ground so taken and the Fee Simple and Inheritance thereof should be and were thereby vested in the King's Majesty, His Heirs and Successors, for the Purposes of the said Act; and it was thereby further enacted, that the said Commissioners acting in the Execution of the said Act should be and were thereby empowered and required, out of the Monies to be applied for the Purposes of the said Act, to purchase or otherwise provide a Piece or Parcel of Ground, to be approved by the Lord Bishop of *London* and the Vicar of the Parish of *Saint Martin-in-the-Fields* for the Time being, to be appropriated in enlarging that Part of the then present Burial Ground as was situated on the North and East Sides of the said Church, such additional Ground to be used as and for a Burial Ground for the Parishioners of the said Parish of *Saint Martin-in-the-Fields*; and to procure the same to be consecrated and settled for that Purpose, in such Manner as the Lord Bishop of *London* for the Time being, or such Person as he should appoint, should direct; and to cause such Burial Ground to be made under Pavement, and inclosed in such Manner as the Lord Bishop of *London*, and the Vicar of the said Parish of *Saint Martin-in-the-Fields* for the Time being should approve; and the said Commissioners should cause a proper Gate or Gates to be erected as an Entrance thereto, with Locks and other Fastenings; and such new Burial Ground, and the Soil thereof, and the Freehold and Inheritance of the same in Fee Simple, should be vested in the same Manner, and should be subject to the same peculiar Jurisdictions and Visitations, as the then present Burial Ground of the Parish of *Saint Martin-in-the-Fields*: And whereas by an Act passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act to alter and enlarge the Powers of an Act passed in the Seventh Year of the Reign of His present Majesty, for extending to* Charing Cross, *the* Strand, *and Places adjacent, the Powers of an Act for making a more convenient Communication from* Mary-le-bone Park, *and for enabling the Commissioners of His Majesty's Woods, Forests, and Land Revenues to grant Leases of the Site of* Carlton Palace, *and for other Purposes relating thereto*, it was amongst other Things enacted, that whenever, at any Time after the passing of the now reciting Act, it should be necessary, in pursuance and execution of the said therein and herein before in part recited Act, to open or disturb any Grave or Graves, or any Burial Vault or Vaults, in the said Burial Ground of the said Parish of *Saint Martin-in-the-Fields* on the South Side of the said Church, it should be lawful for the said Commissioners acting in the Execution of the said recited Act, with the Consent of the Vicar and Churchwardens for the Time being of the said Parish of *Saint Martin-in-the Fields*, or the major Part of them, to remove and carry away the Remains of any such Person or Persons as should have been interred or deposited in such Grave or Graves, Vault or Vaults, and place the same either in such new Burial Ground as by the said therein and herein before in part recited Act the said Commissioners were empowered and required to provide, or in any other Churchyard or consecrated Ground, in such Manner as the Lord Bishop of *London* for the Time being, or such Person or Persons as he might appoint, should

9 G. 4. c. 70.

should direct, and that the Expences of such removing and carrying away and placing (not exceeding in any one Case the Sum of Ten Pounds) should be paid by the said Commissioners acting in the Execution of the said therein and herein before in part recited Act, out of the Monies to be applied for the Purposes of the said Act: And whereas, for the greater Accommodation of the Interment of Bodies within the Parish of *Saint Martin-in-the-Fields* aforesaid, and in order more effectually to enable the Commissioners acting in the Execution of the said recited Act of the Seventh Year of the Reign of His present Majesty, to remove the Remains of the Persons now interred in the present Burial Ground of the said Parish, the said Commissioners have proposed to make a Vault or Vaults for that Purpose under the present Churchyard, on the North, East, and South Sides of *Saint Martin's* Church aforesaid; be it therefore further enacted, That the said Commissioners acting in the Execution of the said recited Act of the Seventh Year of the Reign of His present Majesty as aforesaid, shall be and they are hereby authorized and empowered, by and with the Consent of the Vicar and Churchwardens of the said Parish of *Saint Martin-in-the-Fields*, or the major Part of them, when and so soon as they shall think it expedient so to do, to make, form, and complete a Vault or Vaults under the North, East, and South Sides of the present Churchyard of the Parish of *Saint Martin-in-the-Fields* aforesaid, or under such Part or Parts thereof as they shall think necessary and proper for that Purpose; such Vault or Vaults to be approved by the Lord Bishop of *London*, and to be used as and for a Burial Vault or Vaults for the Parishioners of the said Parish.

Commissioners empowered to remove Bodies.

IX. And be it further enacted, That whenever at any Time after the passing of this Act it shall be necessary, in pursuance and execution of the said in part recited Acts, or of this Act, or either of them, to open or disturb any Grave or Graves, or any Burial Vault or Vaults, in the Burial Ground of the said Parish of *Saint Martin-in-the-Fields* aforesaid, it shall be lawful for the said Commissioners acting in the Execution of the said recited Act of the Seventh Year of the Reign of His present Majesty aforesaid, with the Consent of the Vicar and Churchwardens for the Time being of the said Parish of *Saint Martin-in-the-Fields*, or the major Part of them, to remove and carry away the Remains of any such Person or Persons as shall have been interred or deposited in such Grave or Graves, Vault or Vaults, and place the same either in such new Burial Ground as by the said in part recited Act of the Seventh Year of the Reign of His present Majesty the said Commissioners are empowered and required to provide, or in the Vault or Vaults herein-before authorized to be made by them, or in any other Churchyard, Vault, or consecrated Ground, in such Manner as the Lord Bishop of *London* for the Time being, or such Person or Persons as he may appoint, shall direct; and that the Expences of such removing, carrying away, and placing, (not exceeding in any one Case the Sum of Ten Pounds,) shall be paid by the said Commissioners acting in execution of the said recited Act of the Seventh Year of the Reign of His present Majesty as aforesaid, out of the Monies to be applied for the Purposes of the said Act.

For removing Doubts as to the Pro-

X. And whereas by the said recited Act of the Seventh Year of the Reign of His present Majesty it is enacted, that the said Commis-

visions of 7 G. 4. c. 77. respecting the Stands for Hackney Coaches in the Strand.

Commissioners for executing the said Act should and they were thereby authorized, from Time to Time, to appoint fit and convenient Places in such of the Streets, Squares, Ways, Passages, and Places to be made and improved under or by virtue of the said Act, or which had been made or improved by the said recited Act, as they should deem proper, for the Stands for Hackney Coaches, Hackney Chariots, and Cabriolets; and it was thereby further enacted, that if any Waggon, Cart, or other Carriage should be left to stand or remain in any of the Streets, Squares, Ways, Passages, and Places to be made, altered, or improved under or by virtue of the said Act, with or without Horses, for any longer Time than should be necessary for the loading and unloading; or if any Hackney Coach, Hackney Chariot, Cabriolet, Stage Coach, Post Chaise, or other Carriage let to Hire, should be left to stand or remain in any of such Streets, Squares, Ways, Passages, or Places, other than in such Situations as should be appointed for Stands for such Carriages as aforesaid, with or without Horses, for any longer Time than should be reasonable and necessary for taking up or setting down Passengers, for loading or unloading their Baggage or other Loading (except for Repair in case of Accidents); then and in every such Case the Owner or Driver of every such Carriage should, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings: And whereas the greater Part of the Houses and Buildings on the North Side of the *Strand*, extending from the East End of *Exeter Change* to *Charing Cross* aforesaid, will be taken down and rebuilt under the Powers vested in the said Commissioners by the said recited Act of the Seventh Year of the Reign of His present Majesty as aforesaid; but as some Portion of such last-mentioned Houses and Buildings will not be removed or taken down, Doubts have been entertained whether the whole Line of the said Street called the *Strand*, extending from the East End of *Exeter Change* to *Charing Cross* aforesaid, is within the said recited Provisions of the said Act, and it is expedient that such Doubts should be removed; be it therefore further enacted, That the said last hereinbefore recited Provisions contained in the said Act of the Seventh Year of the Reign of His present Majesty as aforesaid, and the Powers and Remedies thereby given to and vested in the said Commissioners for carrying the said Act into execution, shall extend to and be deemed and taken to comprise and include the whole of the said Line of Street called the *Strand*, extending from the East End of *Exeter Change* to *Charing Cross* aforesaid, for the Purposes therein mentioned and declared.

Commissioners empowered to purchase or take on Lease the Houses forming the Angle of Pall Mall and Cockspur Street.

XI. And whereas it would be an Accommodation to the Public, and a great Addition to the Improvements contemplated by the said recited Act of the Seventh Year of the Reign of His present Majesty, if the Commissioners therein named were authorized and empowered to take down the projecting Parts of the Houses forming the Angle of *Pall Mall* and *Cockspur Street*, situate in the Parishes of *Saint Martin-in-the-Fields* and *Saint James Westminster*, or one of them, now or late in the several Occupations of *Montague Levyson* and *Edward Sharpus*, and to lay Part of the Ground on which such Houses are erected and built into the public Street, for the Purpose of widening the same; but as such Alteration and Improvement is not included in the Improvements authorized to be made by the said recited Act of the Seventh Year of the Reign of His present Majesty,

the same cannot be effected without the Aid and Authority of Parliament, be it therefore further enacted, That in order to enable the said Commissioners to take down and remove the said projecting Parts of the Houses forming the said Angle of *Pall Mall* and *Cockspur Street* aforesaid, and to widen the said last-mentioned Street, it shall be lawful for the said Commissioners for the Time being for carrying the said recited Act into execution, and they are hereby authorized and empowered, to purchase the said Houses forming the Angle of *Pall Mall* and *Cockspur Street* aforesaid, now or late in the several Occupations of *Montague Levyson* and *Edward Sharpus*, with the Appurtenances, and any subsisting Leases, Terms, Estates, and Interests therein, or Charges thereon, or such of them, or such Part or Parts thereof respectively, as the said Commissioners shall think proper; and in case the whole of the said Houses and Premises shall not be so purchased, to take, on behalf of His Majesty, His Heirs and Successors, of and from any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, any Lease or Leases of the said several Houses and Premises, or any Part or Parts thereof, for such Period, at such Rent, and with or without any Fine, subject to such Covenants, Conditions, and Provisoes, and on such Terms as to the said Commissioners shall seem meet, and to enter into such Contracts and Agreements for the Purposes aforesaid as to the said Commismissioners shall seem proper; and it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of the Person or Persons entitled in Remainder or Reversion, or for any other future Interest, and also for and on behalf of their Cestuique Trusts or Wards, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons whomsoever, and to and for all Femes Covert, who are or shall be seised, possessed of, or interested in their own Right, or entitled to Dower or other Interest therein, and particularly for the Dean and Chapter of the Collegiate Church of *Saint Peter Westminster*, and to and for all and every other Person or Persons whomsoever, who are or shall be seised or possessed of or interested in the said Houses and Hereditaments herein-before mentioned, or any of them, or any Part thereof respectively, to contract for, sell, and convey the same, and every or any Part thereof, to the said Commissioners, and to grant any Lease or Leases of such or of such Parts of the said several Houses and Premises as shall not be absolutely sold, or any Part or Parts thereof, to the said Commissioners, or to such Person or Persons as they shall appoint, on behalf of His Majesty, His Heirs and Successors, for such Period, at such Rent, and with or without any Fine, and subject to such Covenants, Conditions, and Provisoes, and on such Terms, as to such Bodies Politic, Corporate, or Collegiate, or Person or Persons as aforesaid, shall seem meet, and to enter into such Contracts and Agreements for the Purposes aforesaid as to the said Bodies Politic, Corporate, or Collegiate, or Person or Persons, shall seem proper; and all Contracts, Agreements, Bargains, Sales, Leases, Conveyances and Assurances, Acts and Deeds, which shall be made by such Bodies Politic, Corporate, or Collegiate, Trustee or Trustees,

Trustees, or other Person or Persons as aforesaid, shall be valid and effectual in the Law to all Intents and Purposes whatsoever; and all Bodies Politic, Corporate, or Collegiate, and all Persons whomsoever, contracting, conveying, or demising as aforesaid, are hereby indemnified for or in respect of any such Contract, Sale, or Demise, which he, she, or they, or any of them, shall respectively make by virtue or in pursuance of this Act; and all and every Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, and the said Dean and Chapter, and other Person or Persons herein-before capacitated to contract for, sell, convey, and demise such Tenements or Hereditaments herein-before mentioned, and any other Owner or Owners of any such Tenements or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, may accept and receive such Satisfaction or Recompence for the Value thereof, or such Sum of Money in respect thereof, as shall be agreed upon between them respectively, and the said Commissioners for the Time being for carrying the said recited Act of the Seventh Year of the Reign of His present Majesty into execution.

If Leases are granted of the said Houses, the Commissioners to give Security for the due Performance of the Covenants.

XII. And be it further enacted, That in case any Lease shall be granted of the said Houses and Hereditaments or any of them, or any Part or Parts thereof, under the Powers herein-before contained, to the said Commissioners, or to any other Person or Persons, on behalf of His Majesty, His Heirs and Successors, it shall be lawful for the said Commissioners to give such Security for the due Payment of the Rent to be reserved, and the due Performance of the Covenants to be contained in such Lease, and on the Part of the Lessee or Lessees to be paid and performed, as to the said Commissioners shall seem meet, by way of Charge on the Funds which, under the said Acts of the Fifty-third Year of the Reign of His late Majesty King *George* the Third, and the Seventh Year of the Reign of His present Majesty, shall be from Time to Time at the Disposal of the said Commissioners, and on the whole of the Land Revenues of the Crown under the Management and Controul of the Commissioners of His Majesty's Woods, Forests, and Land Revenues; and every Security so given shall be good, valid, and effectual.

Loans and Deeds exempted from Stamp Duties.

XIII. And be it further enacted, That no Loan which shall be advanced, nor any Certificate or Receipt which shall be made or given for the same by virtue of this Act, nor any Agreement, Deed, or Instrument in relation thereto, nor any Grant, Lease, Counterpart, or other Deed or Instrument to be executed pursuant to this Act, shall be subject or liable to any *ad valorem* Duty, or other Stamp Duty whatsoever, imposed by any Act or Acts now in force, nor to any Stamp Duty to be imposed by any future Act or Acts, unless such Loan or Certificate, Receipt, Agreement, Grant, Lease, Counterpart, or other Deed or Instrument, shall be specially subjected and specifically charged in and by such future Act or Acts.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1829.

ANNO DECIMO

GEORGII IV. REGIS.

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CAP. LXII.

An Act to exclude Persons accepting Offices in the *East Indies* from being Members of the House of Commons. [24th *June* 1829.]

WHEREAS by an Act passed in the Sixth Year of the Reign of Queen *Anne*, intituled *An Act for the Security of Her Majesty's Person and Government, and of the Succession to the Crown of* Great Britain *in the Protestant Line*, it is amongst other Things enacted, that no Person who should be a Governor or Deputy Governor of any of the Plantations should be capable of being elected or of sitting or voting as a Member of the House of Commons: And whereas Doubts have been entertained how far the Provisions of the said Act extend to Persons holding the Office of Governor General or of Governor of any of the Settlements or Presidencies under the Authority of the *East India* Company; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That no Person who shall be hereafter appointed Governor or Deputy Governor of any of the Settlements, Presidencies, Territories, or Plantations of the said *East India* Company, shall be capable of being elected or of sitting or voting as a Member of the House of Commons while he shall continue to hold such Office.

6 Ann. c. 7.

No Person appointed Governor, &c. in India, shall be capable of sitting in the House of Commons.

Election of such Persons declared void.

Penalty on Persons so sitting or voting.

II. And be it further enacted, That if any Person hereby declared to be incapable to sit or vote as a Member of the House of Commons shall nevertheless be returned as a Member to serve in Parliament, such Election and Return are hereby enacted and declared to be void; and if any Person declared by this Act incapable of being elected shall sit or vote as a Member of the House of Commons, such Person so sitting or voting shall forfeit the Sum of Five hundred Pounds to such Person or Persons who shall sue for the same in any of His Majesty's Courts at *Westminster*; and the Money so forfeited shall be recovered by the Persons so suing, with full Costs of Suit, in any of the said Courts, by Action of Debt, Bill, Plaint, or Information, in which no Essoign, Privilege, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

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ANNO DECIMO

GEORGII IV. REGIS.

C A P. LXIII.

An Act to render valid an Act to amend the Law relating to the Employment of Children in Cotton Mills and Factories. [24th *June* 1829.]

WHEREAS a Bill, intituled *An Act to amend the Law relating to the Employment of Children in Cotton Mills and Factories*, passed the Commons and was sent to the Lords on the Fourth Day of this instant *June*, and was agreed to by the Lords, with an Amendment: And whereas the said Bill so amended was not returned to the Commons for their Agreement to such Amendment, but was by Mistake included amongst the Bills which received the Royal Assent on *Friday* the Nineteenth Day of this instant *June*: And whereas since the said Bill received the Royal Assent the said Amendment has been approved of by the Commons; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Act, intituled *An Act to amend the* 10 G. 4. c. 51.
Law relating to the Employment of Children in Cotton Mills and made valid.
Factories,

Factories, shall be as valid and effectual, to all Intents and Purposes, as if the Amendment made by the Lords had been agreed to by the Commons before the said Act received the Royal Assent.

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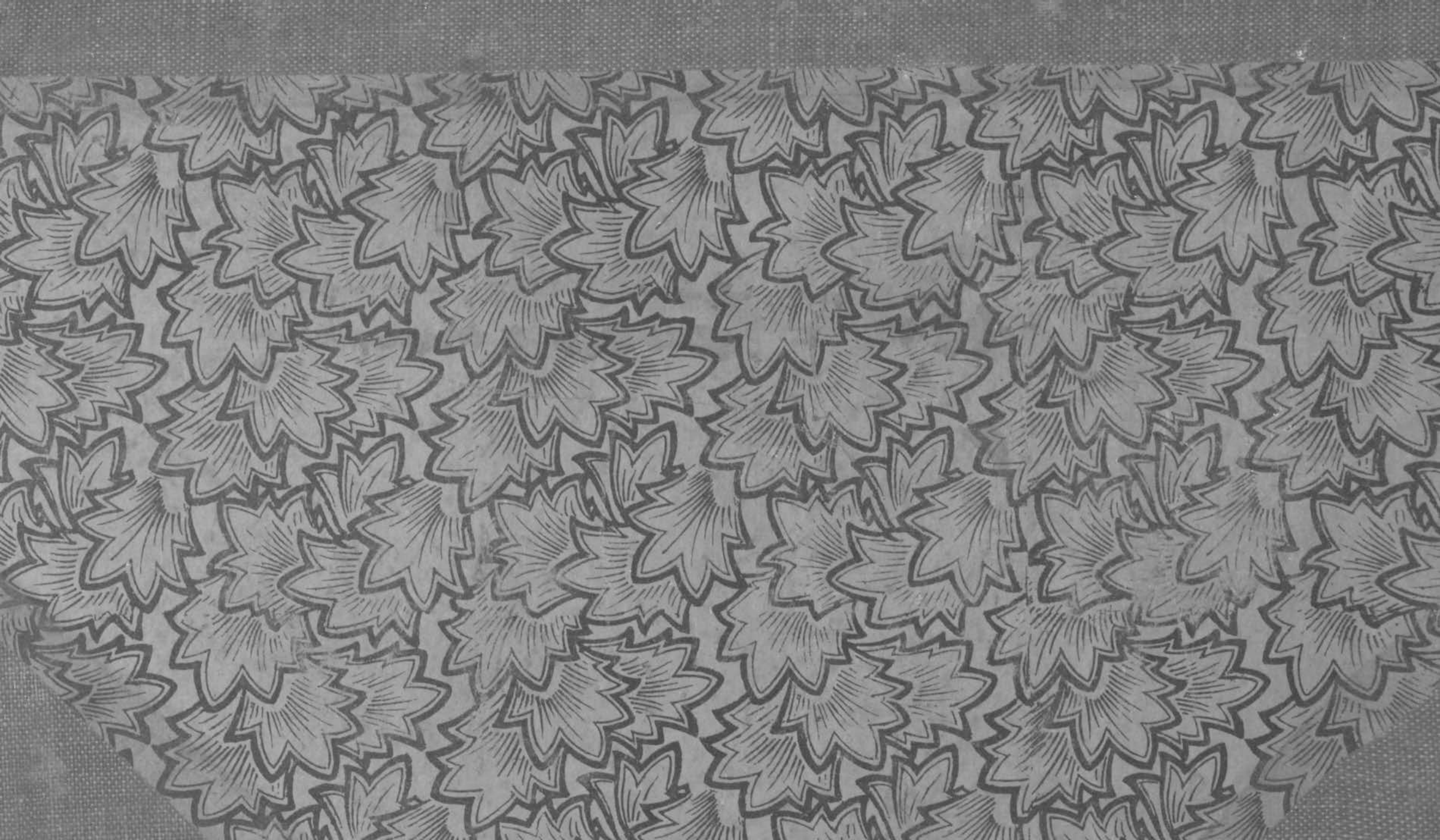
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